

**LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES**

**BOARD MEETING**

**DECEMBER 7, 1995**

**PERRY GISCLAIR  
CHAIRMAN**

**BATON ROUGE, LOUISIANA**

The following constitute minutes of the Commission Meeting  
and are not a verbatim transcript of the proceedings.

Tapes of the meetings are kept at the  
Louisiana Department of Wildlife and Fisheries  
2000 Quail Drive

Baton Rouge, Louisiana 70808  
For more information, call (504) 765-2806

AGENDA  
LOUISIANA WILDLIFE AND FISHERIES COMMISSION  
BATON ROUGE, LOUISIANA  
DECEMBER 7, 1995

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MINUTES OF THE MEETING  
OF  
LOUISIANA WILDLIFE AND FISHERIES COMMISSION

Thursday, December 7, 1995

Chairman Perry Gisclair presiding.

Peter Vujnovich  
Joseph B. Cormier  
Daniel Babin  
Glynn Carver

Commissioners Jerald Hanchey and Jeff Schneider were absent from the meeting.

Secretary Joe L. Herring was also present.

Chairman Gisclair called for a motion for approval of the **October 25, 1995 Commission Minutes**. A motion for approval was made by Commissioner Babin and seconded by Commissioner Vujnovich. The motion passed with no opposition.

Chairman Gisclair called for a motion for approval of the **November 2, 1995 Commission Minutes**. A motion for approval was made by Commissioner Vujnovich and seconded by Commissioner Babin. The motion passed with no opposition.

**Waddill Recreational Tract** was the next item, presented by Mr. Bob Dennie. The tract is a 233 acre parcel of land located in Baton Rouge that was deeded to the Department and Forestry Commission in the late 1950's. After a few years, the Forestry Commission deeded their share to the Department. The owner of this land and his heirs had a stipulation that this land be used for certain purposes. With no money available to run this tract, the Department allowed the Baton Rouge City Police to use the area as a youth camp. Mr. Ledoux Chastant and a non-profit board developed the area and made it a successful area. Now, with money available, the Fur and Refuge Division will be taking over the area. Mr. Dennie advised the success of the tract was due to the hard work of Mr. Chastant and then presented him with a plaque expressing the Department's appreciation. Mr. Chastant stated his appreciation for the plaque and felt the success was due also to the past and present City Police Chiefs and grants from the City. Chief Greg Phares stated Mr. Chastant has been a one-man operation for 23 years and the plaque was most appropriate. Then Chief Phares expressed his hope for the continuing relationship for the future. Mr. Johnnie Tarver personally thanked Mr. Chastant for all he has done. Then he advised the Fur and Refuge Division has big plans for the area and would need help from the other divisions in the Department. Mr. Tarver then invited everyone to view the new area.

Mr. James Manning stated the Division was on a fast track in improving the area for the youth and educational activities that the Department was responsible for conducting. Secretary Herring thanked Chief Phares and Mr. Chastant for the cooperation and excellent working relationship between them and the Department. Then Secretary Herring stated he felt the Department could accomplish a lot of things out there. He thanked Mr. Dennie for serving on the board for the tract. Chairman Gisclair also thanked Mr. Chastant and everyone involved and asked for continued involvement from everyone.

**Special Consideration of Deer Season on Bogue Chitto National Wildlife Refuge** was handled by Mr. Hugh Bateman. Due to the Federal programs shutting down, the Bogue Chitto National Wildlife Refuge lost a weekend of public deer hunting. They have asked the Commission to approve another two day weekend in January to make up for the lost weekend. In excess of 100 people had to be turned away from Bogue Chitto the weekend of the shut down. Mr. Bateman then asked the Commission to approve the Resolution for January 6 and 7 for deer hunting. He also mentioned that the Mississippi Fish and Game Commission has concurred on this request for the same weekend for their state. Hearing no questions, Mr. Bateman read the Therefore Be It Resolved portion of the Resolution. Commissioner Carver made a motion to accept the Resolution and was seconded by Commissioner Cormier. The motion passed with no opposition.

(The full text of the Resolution and Declaration of Emergency is made a part of the record.)

#### RESOLUTION

Louisiana Wildlife and Fisheries Commission  
Louisiana Department of Wildlife and Fisheries  
December 7, 1995

- WHEREAS,** the recent shut down of the Federal government resulted in the loss of one weekend of deer hunting on the Bogue Chitto National Wildlife Refuge; and
- WHEREAS,** the loss of this weekend of hunting will result in a reduction of outdoor recreation; and
- WHEREAS,** the harvest of deer is an integral part of wise management of the deer resource on this National Wildlife Refuge; and
- WHEREAS,** opening for an additional two days would be in the best interest of both the sportsmen of the State and the deer resources of the Refuge, now

**THEREFORE BE IT RESOLVED,** the Louisiana Wildlife and Fisheries Commission approves and authorizes the Department to change the published deer hunting schedule for Bogue Chitto National Wildlife Refuge and add an additional weekend of deer hunting to be January 6 and 7 of 1996, and

**BE IT FURTHER RESOLVED,** that the 1995-96 Hunting Regulations are hereby amended accordingly per the attached Declaration of Emergency which is made a part hereof.

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Perry Gisclair, Chairman  
La. Wildlife & Fisheries  
Commission

\_\_\_\_\_  
Joe L. Herring, Secretary  
La. Department of Wildlife &  
Fisheries

#### DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries  
Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) of the Administrative Procedure Act and under the authority of R.S. 56:115, the Wildlife and Fisheries Commission hereby adopts the following emergency rule:

#### 1995-96 Hunting Regulations

Bogue Chitto National Wildlife Refuge:

All seasons listed in the original Rule shall remain the same EXCEPT for the addition of the following deer season dates:

Species:	Deer
Type of Hunt:	General Gun, Bucks Only
Season:	January 6-7, 1996
Bag Limit:	Same as for State
Permits:	Required (annual)

Perry Gisclair  
Chairman

The Waterfowl Report was next on the agenda and presented by Mr. Robert Helm. Expectations for the waterfowl season were high because of the breeding bird surveys. The fall flight increased 15 percent from last year. Regulations were adjusted with an increase in number of days, bag limits and number of mallards that can be taken. The coastal zone waterfowl survey was done just before opening in the West Zone and it indicated 3.8 million ducks. An increase in mallards and divers indicated an earlier migration this year. Until early November, conditions were extremely dry but improved with a massive cold front that passed through the state.

Hunting success on the Wildlife Management Areas was exceptionally good on opening weekend. Southwest rice fields were good early in the season. Southwest marshes have been excellent. Overall, the season has proven to be much improved from previous years. Hunter numbers are up which has caused waterfowl ammunition and other equipment to be harder to locate, stated Mr. Helm. The increase in the bag limit was well received and appreciated by the hunters. The northeast parishes saw a change in hunter success due to the dry conditions and missed rains. The geese arrived earlier this year in November and thus hunter success has been good. A dry period was occurring but the coastal marshes were in good shape. If the weather would return to winterlike conditions and normal rainfall, it was anticipated there would be an excellent second split. Chairman Gisclair stated the hunters in his area have been rejuvenated due to the increase in days and bag limit. Mr. Helm concluded stating he hoped this success would continue for a few more years.

Mr. Bob Love was next on the agenda with **Land Acquisition Policy and Procedures**. This was being brought to the Commission's attention due to Act 545 from the 1995 Legislature where the Department was exempted from the oversight of the Division of Administration on land acquisitions. The Department still cooperates with Facility Planning and Control on many projects which do include land acquisition projects. The policy and procedures was being presented as a draft but it closely tracks what the Department already does. Mr. Love stated there would be a 30 to 60 day comment period and then bring back a final version for the Commission to act upon. He then listed the different offices a copy of the draft Policy had been sent to. He also summarized a few items in the Policy for the Commissioners. The Department has set its goal to obtain approximately 10,000 acres a year for the next 30 years. The Procedures section explains the appropriations, inspections with other state agencies, appraisals, purchase agreements, and selection of appraisers and land surveyors. Commissioner Cormier asked if Mr. Love's division fell under the Office of Management and Finance and if contracts came under the Office of Management and Finance? Then Commissioner Cormier stated on page 6 of the Policy, it was not stated the Office of Management and Finance signed the contract. Mr. Love explained his intent was to follow the Department's procedure for approving and execution of contracts. Secretary Herring stated no one was being left out and then explained the history of land acquisition. Commissioner Cormier asked if other divisions would have the opportunity to review the document? Mr. Love stated the other divisions have been provided with the document.

Ratification for the **Possession of Potentially Dangerous Wild Quadrapeds** was handled by Mr. Fred Kimmel. In July, a Notice of Intent was presented and adopted by the Commission on this proposed rule. The rule prohibits the possession of cougars, wolves and bears. During the public comment period, the Department received

three written comments that were in support but were opposed to the deregulation of the wolf-dog hybrid. The Department responded to these comments by continuing the ban on wolf-dog hybrids until January 1, 1997 which would allow parishes or municipalities to pass ordinances. Additional language was added to strengthen the prohibition on pure wolves. Chairman Gisclair then asked if there were any comments.

Mr. Hilton Cole, Director of Animal Control, East Baton Rouge Parish, began stating the Department has done a good job in placing these animals in their own classification. But the one problem Animal Control has is with the wolf hybrid issue which they believe really is a threat. There are three things the Animal Control would like to see done and these are 1) stop breeding, 2) prevent them from selling the puppies and 3) prevent them from advertising the dogs. Mr. Cole then listed two main questions the Department has posed: 1) how do you identify a wolf hybrid, and 2) what is impact on wildlife. He then stated he knows of people bringing pure bred wolves into the state to breed to make money. Mr. Cole stated some parishes do not have animal control programs and these rural parishes would like to see the wolf hybrids kept in the rule. He concluded commending the Department on the initiative taken toward potentially dangerous wildlife.

Chairman Gisclair asked about the amendment added to the Notice of Intent. Mr. Kimmel stated the Department met with Mr. Cole and some others in August to discuss these issues. The Department decided to delay the implementation of the hybrid portion so local governments or other state agencies would have an opportunity to act. Mr. Kimmel read a portion of the amendment. Commissioner Babin asked Mr. Kimmel how he felt about Mr. Cole's statement. Mr. Kimmel stated the problem was with the identification issue. Commissioner Babin asked if there were a lot of incidents with wolf-dog hybrids this year and do people advertise on a regular basis? Mr. Kimmel read the resolution for the record. Commissioner Carver made a motion to adopt the resolution and was seconded by Commissioner Cormier. The motion passed with no opposition.

(The full text of the Resolution and Rule is made a part of the record.)

RESOLUTION  
LOUISIANA WILDLIFE AND FISHERIES COMMISSION  
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES

The following was adopted by the Louisiana Wildlife and Fisheries Commission at its regular Commission Meeting held in Baton Rouge, Louisiana, December 7, 1995.

WHEREAS, authority to regulating possession of wild quadrupeds is vested with the Louisiana Wildlife and Fisheries



Commission in accordance with R.S. 56:115, 56:171, 56:1904F, and

**WHEREAS,** the Louisiana Wildlife and Fisheries Commission adopted rules and regulations for the Game Breeders program in accordance with the Administrative Procedure Act in October of 1988, and prohibited possession of certain wild quadrupeds, and

**WHEREAS,** these rules and regulations for pen specifications, licensing procedures and general requirements have been in effect since 1988, and

**WHEREAS,** the Louisiana Department of Wildlife and Fisheries has reviewed these rules and created a separate rule prohibiting possession of certain wild quadrupeds which must be adopted in accordance with the Administrative Procedure Act, now

**THEREFORE BE IT RESOLVED,** that the Louisiana Wildlife and Fisheries Commission does hereby adopt the attached rules governing the Possession of Potentially Dangerous Wild Quadrupeds.

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Perry Gisclair, Chairman  
La. Wildlife & Fisheries  
Commission

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Joe L. Herring, Secretary  
La. Department of Wildlife &  
Fisheries

#### RULE

Department of Wildlife and Fisheries  
Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby promulgate a rule governing possession of certain wild quadrupeds.

#### Title 76

#### WILDLIFE AND FISHERIES

#### Part V. Wild Quadrupeds and Wild Birds

#### Chapter 1. Wild Quadrupeds

#### §115. Possession of Potentially Dangerous Wild Quadrupeds

A. This Commission finds that possession of certain potentially dangerous quadrupeds poses significant hazards to public safety and health, is detrimental to the welfare of the animals, and may have negative impacts on conservation and recovery of some threatened and endangered species.

1. The size and strength of such animals in concert with their natural and unpredictable predatory nature can result in severe injury or death when an attack upon a human occurs. Often such attacks are unprovoked and a person other than the owner, often a child, is the victim. Furthermore, there is no approved rabies vaccine for such animals, so even minor scratches and injuries inflicted upon humans or other animals could be deadly.

2. Responsible possession of these potentially dangerous wild quadrupeds necessitates that they be confined in secure facilities. Prolonged confinement is by its nature stressful to these animals and proper long-term care by experienced persons is essential to the health and welfare of these animals and to society.

3. Certain of these animals are listed as endangered species and others are so similar in appearance to endangered subspecies as to make practical distinction difficult. This similarity of appearance may provide a means to market illegally obtained endangered animals and can limit the effective enforcement of endangered species laws.

B. This Commission regulation prohibits possession of certain wild quadruped as follows.

C. No person shall possess within the State of Louisiana, any of the following species or its subspecies of live wild quadrupeds, domesticated or otherwise:

1. Cougar or mountain lion (Felis concolor)
2. Black bear (Ursus americanus)
3. Grizzly bear (Ursus arctos)
4. Polar bear (Ursus maritimus)
5. Red wolf (Canis rufus)
6. Gray wolf (Canis lupus)
7. Wolf-Dog Hybrids (Canis lupus or Canis rufus x Canis familiaris)

D. Valid game breeder license holders for these species legally possessed prior to October 1, 1988, will be "grandfathered" and renewed annually until existing captive animals expire, or are legally transferred out of state, or are transferred to a suitable public facility. No additional animals may be acquired.

The prohibition against wolf-dog hybrids will expire January 1, 1997. Persons are cautioned that local ordinances or other state regulations may prohibit possession of these animals. After January 1, 1997, an animal which appears indistinguishable from a wolf, or is in anyway represented to be a wolf may be considered to be a wolf in the absence of bonafide documentation to the contrary.

E. Qualified educational institutions, zoos, and scientific organization may be exempted from this prohibition on a case by case basis upon written application to the Secretary. Minimum pen requirements for exempted educational institutions, zoos and scientific organization are as follows:

1. Bears

- a. single animal - 25 feet long x 12 feet wide x 10 feet high, covered roof;
- b. pair - 30 feet long x 15 feet wide x 10 feet high, covered roof;
- c. materials - chain link 9 gauge minimum;
- d. safety perimeter rail;
- e. pool - 6 feet x 4 feet x 18 inches deep with facilities for spraying or wetting bear(s);

2. Wolf

- a. 15 feet long x 8 feet wide x 6 feet high per animal, covered roof;
- b. secluded den area 4 feet x 4 feet for each animal;
- c. materials - chain link wire or equivalent;
- d. safety perimeter rail;

3. Cougar, Mountain lion

- a. single animal - 10 feet long x 8 feet wide x 8 feet high, covered roof;
- b. pair - 15 feet long x 8 feet wide x 8 feet high, covered roof;
- c. materials - chain link 9 gauge minimum;
- d. safety perimeter rail;
- e. claw log;
- f. shelf - 24 inch wide x 8 feet long, 40 inches off floor.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:115, 56:171, and 56:1904F.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 21: (December 1995).

Perry Gisclair  
Chairman

Presentation on Department's Shell Plant Activities was the next item handled by Mr. John Roussel. Mr. Roussel explained shell plant activities involved depositing cultch material to create live oyster reefs. Benefits from this activity not only included the oyster fishermen but the recreational fishermen as well. At this time, a video was shown on the history of shell plant activities. Commissioner Vujnovich thanked the Department, the State, the

Federal Government for granting the money to do this and the people in the industry that work on this project to make it a success. He expressed his appreciation on behalf of the Louisiana Oyster Industry. Chairman Gisclair asked what were rock oysters? Mr. Roussel stated these were grown on limestone.

Chairman Gisclair stated he had a question on the **Study of Strike Net Fishing Impacts** and felt a discussion was needed. He then read from Section 7 of Act 1316 and wanted a clarification on this section. Mr. Mike Landrum read an opinion made by Mr. Don Puckett on the studies. The opinion contained five different options and they are listed as the following: 1) that both the Department and the Commission undertake two separate studies with two separate reports to the legislature; 2) that the study group consist of or include members from outside the Department staff; 3) that the Department on behalf of the Commission undertake studies independent from any other finfish studies currently being conducted and submit such studies to the Commission for review to form the basis of the report to the legislature; 4) that the impact on each species is to be studied independently in a scenario similar to 3 above; or 5) that all facets of strike net fishing impacts be studied, including, but not limited to, biological, social, economic, enforcement, etc. Chairman Gisclair asked Mr. Corky Perret what option he would prefer and if there was a timetable. Mr. Perret asked if the studies were to be duplicated, where would the money come from, and how detailed should they be? Then he suggested that the Department do the study as they have been doing, and then prior to the March 1997 deadline, present it to the Commission for review and receive public comments. Chairman Gisclair asked about the time frame. Mr. Perret stated studies were going on now which required information to be available the spring of 1996. But there were a lot of activities that would need to be included in the studies, not just biological information. Mr. Perret stressed it would be impossible to have a study of all saltwater finfish species, but the Department would do their best to comply. Mr. John Roussel stated his reason for contacting the legal staff was because the law refers to "independent studies". He then stated the Department would have prepared a document that would fulfill the obligation of the law. Chairman Gisclair stated the only way to avoid criticism would be for the legislature to provide funding for the independent studies. Commissioner Babin stated the Commission would be criticized no matter what because of the way the law was written. Commissioner Carver asked Mr. Roussel what was his interpretation of independent studies? Then he asked if it meant not going outside the Department and hiring biologists to do the studies? Commissioner Carver noted his interpretation was the Department and Commission were one and the Commission could not afford to conduct independent studies separate from the Department's studies. Commissioner Cormier asked if the independent studies could be different from the normal studies the Department already has on-going? Mr. Fred Prejean stated the studies would not include just biological information, but would

need the socioeconomic aspect as well. He also suggested the Department or the Commission ask the Legislature for the monies to fund these studies. Commissioner Babin asked if the funding was not provided by the legislature, would it be conceivable for the formation of a subcommittee of the Commission to look at the ongoing studies and be provided with an update each month? Mr. Perret advised that if funding would be made available, biological research could not be conducted in six or seven months. Chairman Gisclair stated the best option would be for the Commission to review a biological, social, economic, enforcement study from the Department and make changes or recommendations as they deem necessary. Mr. Prejean stated another issue from Act 1316, allowing the transfer of mullet permits and permits for use of rod and reels commercially from someone who has become disabled, was yet another issue that would need rules established.

Mrs. Karen Foote began the discussion on the **Lease for Fossil Shell Extraction**. She stated Secretary Herring received a request from Louisiana Dredging Company to reduce their performance bond by \$1 million. Louisiana Dredging has completed their first year of a three year lease and paid their minimum royalty for this year. The reduction in the bond has been approved by the Commission in the past and was okayed by the legal staff as well as Mr. Prejean. Mr. Richard Koen began stating the lease required a performance bond in the amount of \$3 million effective November 1, 1994. The first year of the lease finished October 31, 1995 and Louisiana Dredging has paid the year's minimum royalty of \$1 million. The remaining royalty due is \$2 million. Mr. Koen then advised this reduction occurred during the last two years of the lease period by reducing the amount of the royalty minimum that was just completed. Commissioner Babin asked Mr. Koen if he expected to come before the Commission again next year to reduce the bond to \$1 million? Mr. Mike Landrum recommended the Commission approve a motion to amend the lease agreement to reduce bond from \$3 million to \$2 million. Commissioner Carver made the motion and was seconded by Commissioner Vujnovich. The motion passed with no opposition.

**The Monthly Law Enforcement Report for November** was given by Captain Keith LaCaze. The following numbers of citations were issued during the month of November.

Region I - Minden - 89 citations.

Region II - Monroe - 125 citations.

Region III - Alexandria - 166 citations.

Region IV - Ferriday - 53 citations.

Region V - Lake Charles - 223 citations.

Region VI - Opelousas - 119 citations.

Region VII - Baton Rouge - 160 citations.

Region VIII - New Orleans - 200 citations.

Region IX - Thibodaux - 172 citations.

Offshore Boats (SWEP) - 31 citations.

Oyster Strike Force - 30 citations.

Statewide Strike Force - 22 citations.

The grand total of citations issued statewide for the month of November was 1,287.

The **Secretary's Report** to the Commission was given by Secretary Herring. Questions had been asked about the federal refuges closing due to the budget, but Secretary Herring stated the Department had signed an agreement to operate the areas. The federal government advised the Department they would not need our help, the refuges would be closed.

Copies of articles from national magazines were placed in each Commissioner's folders on Becoming an Outdoors Woman. The next program will be held in April 1996. Secretary Herring then read an excerpt of a newspaper article from the Houston Chronicle relating to shooting a shotgun and rifle marksmanship for women.

The Wildlife and Fisheries Foundation held its first meeting so the public can make contributions to the Department. It would be a tax exempt item for the contributor. Also, the contributions could be given for a specific project in the Department. The State of Arkansas has a similar program that has grown rapidly and has proven to be very successful. Secretary Herring praised Mr. Don Puckett, Mr. Robert Love and Mr. Tommy Prickett for their help in getting the Foundation off to a good start. Board Members that attended the first meeting included Mr. Marc Dupuy, Jr., Mr. Jim Hall, Mr. Cliff Penick, Mr. Glynn Carver, Mr. Paul McIlhenny, Mr. John S. Campbell, Jr., and Mr. John Jackson, III. The next meeting was scheduled for December 14, 1995.

A new publication by the Department was at the printers and would be titled, "Wildlife Worth Watching". The information for the publication was compiled by Mr. Dan Dennett and would contain colorful pictures. It was hoped this publication would be a very popular item and the Department would be able to recover some of the costs of this book. The first 10,000 books would be sold through the Department and the second printing would be handled through a magazine distributor.

The 1996 Fishing Regulations were also at the printers and should be available by the January Commission Meeting.

Another item at the printers was the 1996 Turkey Regulations and should be ready by January 1996.

The Education Section held a total of 48 programs with 4,725 students in attendance.

Alexander State Forest Education Center had 168 visitors this past month plus hunters that used the rifle and shotgun ranges to practice with their guns.

The Waddill Tract was to be the site of a nature center and it was hoped a lot of good would be obtained for the youth and adults of Louisiana.

Louisiana Offshore Oil Port (LOOP), built in 1970's for the importing of huge tankers in the Gulf, contracted with the Department to monitor the system. The Department has received a lot of good information from this monitoring program. Now LOOP wants to break the contract with the Department, but there may be some court action on this action. If the action occurs, funding would be cut from this Department and shifts would occur with personnel and studies.

The Booker Fowler Fish Hatchery will be a state of the art hatchery and completion would occur later in 1996 than first thought.

Fish stocking occurred during November with 12 lakes receiving 155,022 catfish.

The Aquatic Plant Section sprayed 1,770 acres during November. Secretary Herring then explained the problems the Department will have with these plants and the need for help with funding.

Again during November, the staff spent time working on Act 1316 and felt there was still some problems.

Mr. Corky Perret was elected Chairman of the Gulf States Marine Fisheries Commission and it was a great honor for Louisiana.

Personnel continue to work with the Health Department and Department of Natural Resources on seafood inspections with particular interest on oysters.

The biggest day of hunting occurred on November 18 which was also Election Day. The Department did put out News Releases to ask sportsmen to vote absentee.

Youth hunts were held on the Wildlife Management Areas and were very popular because it allowed the youth to hunt without a lot of competition. Secretary Herring then explained a possible reason for the decline in hunter numbers. A 15 year old girl

killed her first deer and it was a 250 pound, 20-inch inside spread, 8 point buck.

A copy of a News Release on the European Union Fur Ban was given to the Commissioners. Secretary Herring stated the Department has worked on this issue with Louisiana's Congressional Delegates, International Fur Trade Federation, International Association of Fish and Wildlife Agencies and the Fur Information Council of American.

The Fur and Refuge Division has been working with the Louisiana Agriculture and Forestry and Health Departments trying to make nutria meat a marketable item for sale.

Commissioner Babin made a motion to hold the **April 1996 Meeting** on Thursday, April 11, 1996 in the Baton Rouge office, beginning at 10:00 a.m. This motion was seconded by Commissioner Cormier and passed with no opposition.


Mr. Corky Perret began the discussion to **Set the May 1996 Meeting Date and Location for Shrimp Hearing**. Last year the May Meeting was held at Nichols University due to a cost factor. Nichols has committed the use of the same facility at no cost to the Department or Commission. Mr. Perret suggested May 2nd for the meeting date. Commissioner Babin asked when would all the data be compiled? Chairman Gisclair asked, if holding the meeting on May 2nd, you would have the possibilities of all the Monday's in May to open the season? Commissioner Babin asked about the 72 hour notice? Commissioner Cormier made a motion to hold the May 1996 Meeting on Thursday, May 2, 1996 at Nichols State University beginning at 10:00 a.m. This motion was seconded by Commissioner Babin and passed with no opposition.

Chairman Gisclair then asked for **Public Comments** and none were heard. Chairman Gisclair announced this would be the last meeting for Commissioner Vujnovich, a Commissioner since 1990. Chairman Gisclair stated he has grown to respect Commissioner Vujnovich, and that Captain Pete has been a friend to the fishermen especially the oyster fishermen. Chairman Gisclair then read and presented a plaque to Commissioner Vujnovich. Commissioner Vujnovich stated it was an honor to be on the Commission and to accept the plaque. He explained how the Ethics Commission did not want him on the Wildlife and Fisheries Commission. Thanks to the actions by the Commission, the Louisiana oyster industry was now in very good shape, stated Commissioner Vujnovich. He also thanked all his friends and said he would be back when the seafood industry was in trouble. Mr. Corky Perret thanked Commissioner Vujnovich on behalf of the Office of Fisheries. He then read a letter from Mr. George Barisich which included a plaque from the Louisiana Seafood Management Council. Other presentations and plaques were made on behalf of the Louisiana Oyster Dealers and Growers Association, Mr. Tee Voisin, an oyster fishermen from Terrebonne Parish, Sam and



Anthony Slavich, A. J. S., Incorporated, the Plaquemines Oyster Association, and the Lafourche Oyster Industry to Commissioner Vujnovich. Mr. Roussel also gave Commissioner Vujnovich a copy of the video shown during the meeting. Commissioner Vujnovich asked for everyone to join together to restore the Louisiana coast to the way it was many years ago. Mr. Bob Dennie stated when he met Commissioner Vujnovich, Commissioner Vujnovich had a lot of questions on education of the youth and what the Department was doing about all different aspects. He then gave Commissioner Vujnovich a video made from a silent film on the life cycle of the oyster drill. Commissioner Vujnovich again thanked everyone and stated he would be back. Chairman Gisclair thanked Commissioner Vujnovich and stated he was welcome at a Commission Meeting anytime.

There being no further business, Commissioner Cormier made a motion to Adjourn the meeting and was seconded by Commissioner Carver.

  
James H. Jenkins, Jr.  
Secretary

JHJ:sch

MINUTES OF THE MEETING  
OF

LOUISIANA WILDLIFE AND FISHERIES COMMISSION

Thursday, December 7, 1995

*Draft*  
*Corrections made*  
*1/11/96 - sch*

Chairman Perry Gisclair presiding.

Peter Vujnovich  
Joseph B. Cormier  
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Commissioners Jerald Hanchey and Jeff Schneider were absent from the meeting.

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Chairman Gisclair called for a motion for approval of the **November 2, 1995 Commission Minutes**. A motion for approval was made by Commissioner Vujnovich and seconded by Commissioner Babin. The motion passed with no opposition.

**Waddill Recreational Tract** was the next item presented by Mr. Bob Dennie. The tract is a 233 acre parcel of land located in Baton Rouge that was deeded to the Department and Forestry Commission in the late 1950's. After a few years, the Forestry Commission deeded their share to the Department. The owner of this land and his heirs had a stipulation that this land be used for certain purposes. With no money available to run this tract, the Department allowed the Baton Rouge City Police ~~used~~ *to use* the area as a youth camp. Mr. Ledoux Chastant and a non-profit board developed the area and ~~has~~ made it a successful area. Now with money available, the Fur and Refuge Division will be taking over the area ~~that would be devoted to the education of the youth~~. Mr. Dennie advised the success of the tract was due to the hard work of Mr. Chastant and then presented him with a plaque expressing the Department's appreciation. Mr. Chastant stated his appreciation for the plaque and felt the success was due also to the past and present City Police Chiefs and grants from the City. Chief Greg Phares stated Mr. Chastant has been a one-man operation for 23 years and the plaque was most appropriate. Then Chief Phares expressed his hope for the continuing relationship for the future. Mr. Johnnie Tarver personally thanked Mr. Chastant for all he has done. Then he advised the Fur and Refuge Division has big plans for the area and would need help from the other divisions in the

Department. Mr. Tarver then invited everyone to view the new area. Mr. James Manning stated the Division was on a fast track in improving the area for the youth and educational activities that the Department was responsible for conducting. Secretary Herring thanked Chief Phares and Mr. Chastant for the cooperation and excellent working relationship between them and the Department. Then Secretary Herring stated he felt the Department could accomplish a lot of things out there. He thanked Mr. Dennie for serving on the board for the tract. Chairman Gisclair also thanked Mr. Chastant and everyone involved and asked for ~~the~~ continued involvement from everyone.

**Special Consideration of Deer Season on Bogue Chitto National Wildlife Refuge** was handled by Mr. Hugh Bateman. Due to the Federal programs shutting down, the Bogue Chitto National Wildlife Refuge lost a weekend of public deer hunting. They have asked the Commission to approve another two day weekend in January to make up for the lost weekend. In excess of 100 people had to be turned away from Bogue Chitto the weekend of the shut down. Mr. Bateman then asked the Commission to approve the Resolution for January 6 and 7 for deer hunting. He also mentioned that the Mississippi Fish and Game Commission has concurred on this request for the same weekend for their state. Hearing no questions, Mr. Bateman read the Therefore Be It Resolved portion of the Resolution. Commissioner Carver made a motion to accept the Resolution and was seconded by Commissioner Cormier. The motion passed with no opposition.

#### RESOLUTION

Louisiana Wildlife and Fisheries Commission  
Louisiana Department of Wildlife and Fisheries  
December 7, 1995

- WHEREAS,** the recent shut down of the Federal government resulted in the loss of one weekend of deer hunting on the Bogue Chitto National Wildlife Refuge; and
- WHEREAS,** the loss of this weekend of hunting will result in a reduction of outdoor recreation; and
- WHEREAS,** the harvest of deer is an integral part of wise management of the deer resource on this National Wildlife Refuge; and
- WHEREAS,** opening for an additional two days would be in the best interest of both the sportsmen of the State and the deer resources of the Refuge, now
- THEREFORE BE IT RESOLVED,** the Louisiana Wildlife and Fisheries Commission approves and authorizes the Department to change the published deer hunting schedule for Bogue

Chitto National Wildlife Refuge and add an additional weekend of deer hunting to be January 6 and 7 of 1996, and

**BE IT FURTHER RESOLVED**, that the 1995-96 Hunting Regulations are hereby amended accordingly per the attached Declaration of Emergency which is made a part hereof.

\_\_\_\_\_  
Perry Gisclair, Chairman  
La. Wildlife & Fisheries  
Commission

\_\_\_\_\_  
Joe L. Herring, Secretary  
La. Department of Wildlife &  
Fisheries

#### DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries  
Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) of the Administrative Procedure Act and under the authority of R.S. 56:115, the Wildlife and Fisheries Commission hereby adopts the following emergency rule:

#### 1995-96 Hunting Regulations

Bogue Chitto National Wildlife Refuge:

All seasons listed in the original Rule shall remain the same EXCEPT for the addition of the following deer season dates:

Species:	Deer
Type of Hunt:	General Gun, Bucks Only
Season:	January 6-7, 1996
Bag Limit:	Same as for State
Permits:	Required (annual)

Perry Gisclair  
Chairman

The ~~Waterfowl Report~~ was next on the agenda and presented by Mr. Robert Helm. Expectations for the waterfowl season were high because of the breeding bird surveys. The fall flight increased 15 percent from last year. Regulations were adjusted with an increase in number of days, bag limits and number of mallards that can be taken. ~~The coastal zone waterfowl survey was done just before opening in the West Zone and it indicated 3.8 million ducks. An increase in mallards and divers were also up which indicated an earlier migration this year.~~ Until early November, conditions were extremely dry but improved with a massive cold front that passed through the state. Hunting success on the Wildlife Management Areas ~~were~~ <sup>was</sup> exceptionally good on opening weekend. Southwest rice fields were good early in the season. Southwest marshes have been

to be

excellent. Overall, the season has proven to be much improved from previous years. Hunter numbers are up which has caused waterfowl ammunition and other equipment harder to locate, stated Mr. Helm. The increase in the bag limit was well received and appreciated by the hunters. The northeast parishes saw a change in hunter success due to the dry conditions and missed rains. The geese arrived earlier this year in November and thus hunter success has been good. A dry period was occurring but the coastal marshes were in good shape. If the weather would turn winterlike conditions and normal rainfall, it was anticipated there would be an excellent second split. Chairman Gisclair stated the hunters in his area have been rejuvenated due to the increase in days and bag limit. Mr. Helm concluded stating he hoped this success would continue for a few more years. Return to

Mr. Bob Love was next on the agenda with **Land Acquisition Policy and Procedures**. This was being brought to the Commission's attention due to Act 545 from the 1995 Legislature where the Department was exempted from the oversight of Division of Administration on land acquisitions. The Department still cooperates with Facility Planning and Control on many projects which does include land acquisition projects. The policy and procedures was being presented as a draft but it closely track what the Department already does. Mr. Love stated there would be a 30 to 60 day comment period and then bring back a final version for the Commission to act upon. He then listed the different offices a copy of the draft Policy had been sent to. He also summarized a few items in the Policy for the Commissioners. The Department has set its goal to obtain approximately 10,000 acres a year for the next 30 years. The Procedures section explains the appropriations, inspections with other state agencies, appraisals, purchase agreements, selection of appraisers and land surveyors. Commissioner Cormier asked if Mr. Love's division fell under the Office of Management and Finance and if contracts came under the Office of Management and Finance? Then Commissioner Cormier stated on page 6 of the Policy, it was not stated the Office of Management and Finance signed the contract. Mr. Love explained his intent was to follow the Department's procedure for approving and execution of contracts. Secretary Herring stated no one was being left out and then explained the history of land acquisition. Commissioner Cormier asked if other divisions would have the opportunity to review the document? Mr. Love stated the other divisions have been provided with the document. TRACKS

ANK/ Ratification for the **Possession of Potentially Dangerous Wild Quadrupeds** was handled by Mr. Fred Kimmel. In July, a Notice of Intent was presented and adopted by the Commission on this proposed rule. The rule prohibits the possession of cougars, wolves and bears. During the public comment period, the Department received three written comments that were in support but were opposed to the deregulation of the wolf-dog hybrid. The Department responded to these comments by continuing the ban on wolf-dog hybrids until

January 1, 1997 which would allow parishes or municipalities to pass ordinances. Additional language was added to strengthen the prohibition on pure wolves. Chairman Gisclair then asked if there were any comments.

*E.B.R. Parishes*

Mr. Hilton Cole, Director of Animal Control, began stating the Department has done a good job in placing these animals in their own classification. But the one problem Animal Control has is with the wolf hybrid issue which they believe really is a threat. There are three things the Animal Control would like to see done and these are 1) stop breeding, 2) prevent them from selling the puppies and 3) prevent them from advertising the dogs. Mr. Cole then listed two main questions the Department has posed: 1) how do you identify a wolf hybrid, and 2) what is impact on wildlife. He then stated he knows of people bringing pure bred wolves into the state to breed to make money. Mr. Cole stated some parishes do not have animal control programs and these rural parishes would like to see the wolf hybrids kept in the rule. He concluded commending the Department on the initiative taken toward potentially dangerous wildlife.

Chairman Gisclair asked about the amendment added to the Notice of Intent. Mr. Kimmel stated the Department met with Mr. Cole and some others in August to discuss these issues. The Department decided to delay the implementation of the hybrid so local governments or other state agencies have an opportunity to act. Mr. Kimmel read a portion of the amendment. Commissioner Babin asked Mr. Kimmel how he felt about Mr. Cole's statement. Mr. Kimmel stated the problem was with the identification issue. Commissioner Babin asked if there were a lot of incidents with wolf-dog hybrids this year and do people advertise on a regular basis? Mr. Kimmel read the resolution for the record. Commissioner Carver made a motion to adopt the resolution and was seconded by Commissioner Cormier. The motion passed with no opposition.

*portion*  
*would have*

(The full text of the Resolution and Rule is made a part of the record.)

RESOLUTION  
LOUISIANA WILDLIFE AND FISHERIES COMMISSION  
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES

The following was adopted by the Louisiana Wildlife and Fisheries Commission at its regular Commission Meeting held in Baton Rouge, Louisiana, December 7, 1995.

WHEREAS, authority to regulating possession of wild quadrupeds is vested with the Louisiana Wildlife and Fisheries Commission in accordance with R.S. 56:115, 56:171, 56:1904F, and

**WHEREAS,** the Louisiana Wildlife and Fisheries Commission adopted rules and regulations for the Game Breeders program in accordance with the Administrative Procedure Act in October of 1988, and prohibited possession of certain wild quadrupeds, and

**WHEREAS,** these rules and regulations for pen specifications, licensing procedures and general requirements have been in effect since 1988, and

**WHEREAS,** the Louisiana Department of Wildlife and Fisheries has reviewed these rules and created a separate rule prohibiting possession of certain wild quadrupeds which must be adopted in accordance with the Administrative Procedure Act, now

**THEREFORE BE IT RESOLVED,** that the Louisiana Wildlife and Fisheries Commission does hereby adopt the attached rules governing the Possession of Potentially Dangerous Wild Quadrupeds.

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Perry Gisclair, Chairman  
La. Wildlife & Fisheries  
Commission

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Joe L. Herring, Secretary  
La. Department of Wildlife &  
Fisheries

#### **RULE**

Department of Wildlife and Fisheries  
Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission does hereby promulgate a rule governing possession of certain wild quadrupeds.

#### **Title 76**

#### **WILDLIFE AND FISHERIES**

#### **Part V. Wild Quadrupeds and Wild Birds**

#### **Chapter 1. Wild Quadrupeds**

#### **§115. Possession of Potentially Dangerous Wild Quadrupeds**

A. This Commission finds that possession of certain potentially dangerous quadrupeds poses significant hazards to public safety and health, is detrimental to the welfare of the animals, and may have negative impacts on conservation and recovery of some threatened and endangered species.

1. The size and strength of such animals in concert with their natural and unpredictable predatory nature can result in severe injury or death when an attack upon a human occurs. Often

such attacks are unprovoked and a person other than the owner, often a child, is the victim. Furthermore, there is no approved rabies vaccine for such animals, so even minor scratches and injuries inflicted upon humans or other animals could be deadly.

2. Responsible possession of these potentially dangerous wild quadrupeds necessitates that they be confined in secure facilities. Prolonged confinement is by its nature stressful to these animals and proper long-term care by experienced persons is essential to the health and welfare of these animals and to society.

3. Certain of these animals are listed as endangered species and others are so similar in appearance to endangered subspecies as to make practical distinction difficult. This similarity of appearance may provide a means to market illegally obtained endangered animals and can limit the effective enforcement of endangered species laws.

B. This Commission regulation prohibits possession of certain wild quadruped as follows.

C. No person shall possess within the State of Louisiana, any of the following species or its subspecies of live wild quadrupeds, domesticated or otherwise:

1. Cougar or mountain lion (Felis concolor)
2. Black bear (Ursus americanus)
3. Grizzly bear (Ursus arctos)
4. Polar bear (Ursus maritimus)
5. Red wolf (Canis rufus)
6. Gray wolf (Canis lupus)
7. Wolf-Dog Hybrids (Canis lupus or Canis rufus x Canis familiaris)

D. Valid game breeder license holders for these species legally possessed prior to October 1, 1988, will be "grandfathered" and renewed annually until existing captive animals expire, or are legally transferred out of state, or are transferred to a suitable public facility. No additional animals may be acquired.

The prohibition against wolf-dog hybrids will expire January 1, 1997. Persons are cautioned that local ordinances or other state regulations may prohibit possession of these animals. After January 1, 1997, an animal which appears indistinguishable from a wolf, or is in anyway represented to be a wolf may be considered to be a wolf in the absence of bonafide documentation to the contrary.

E. Qualified educational institutions, zoos, and scientific organization may be exempted from this prohibition on a case by case basis upon written application to the Secretary. Minimum pen



requirements for exempted educational institutions, zoos and scientific organization are as follows:

1. Bears

- a. single animal - 25 feet long x 12 feet wide x 10 feet high, covered roof;
- b. pair - 30 feet long x 15 feet wide x 10 feet high, covered roof;
- c. materials - chain link 9 gauge minimum;
- d. safety perimeter rail;
- e. pool - 6 feet x 4 feet x 18 inches deep with facilities for spraying or wetting bear(s);

2. Wolf

- a. 15 feet long x 8 feet wide x 6 feet high per animal, covered roof;
- b. secluded den area 4 feet x 4 feet for each animal;
- c. materials - chain link wire or equivalent;
- d. safety perimeter rail;

3. Cougar, Mountain lion

- a. single animal - 10 feet long x 8 feet wide x 8 feet high, covered roof;
- b. pair - 15 feet long x 8 feet wide x 8 feet high, covered roof;
- c. materials - chain link 9 gauge minimum;
- d. safety perimeter rail;
- e. claw log;
- f. shelf - 24 inch wide x 8 feet long, 40 inches off floor.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:115, 56:171, and 56:1904F.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 21: (December 1995).

Perry Gisclair  
Chairman

**Presentation on Department's Shell Plant Activities** was the next item handled by Mr. John Roussel. Mr. Roussel explained shell plant activities involved depositing cultch material to create live oyster reefs. Benefits from this activity not only included the oyster fishermen but the recreational fishermen as well. At this time, a video was ~~prepared and~~ shown on the history of shell plant activities. Commissioner Vujnovich thanked the Department, the State, the Federal Government for granting the money to do this and the people in the industry that work on this project to make it a success. He expressed his appreciation on behalf of the Louisiana

Oyster Industry. Chairman Gisclair asked what were rock oysters? Mr. Roussel stated these were grown ~~from~~ limestone. *ON*

Chairman Gisclair stated he had a question on the **Study of Strike Net Fishing Impacts** and felt a discussion was needed. He then read from Section 7 of Act 1316 and wanted a clarification on this section. Mr. Mike Landrum read an opinion made by Mr. Don Puckett on the studies. The opinion contained five different options and they are listed as the following: 1) that both the Department and the Commission undertake two separate studies with two separate reports to the legislature; 2) that the study group consist of or include members from outside the Department staff; 3) that the Department on behalf of the Commission undertake studies independent from any other finfish studies currently being conducted and submit such studies to the Commission for review to form the basis of the report to the legislature; 4) that the impact on each species is to be studied independently in a scenario similar to 3 above; or 5) that all facets of strike net fishing impacts be studied, including, but not limited to, biological, social, economic, enforcement, etc. Chairman Gisclair asked Mr. Corky Perret what option he would prefer and if there was a timetable. Mr. Perret asked if the studies were to be duplicated, where would the money come from, and how detailed should they be? Then he suggested that the Department do the study as they have been doing, and then prior to the March 1997 deadline, present it to the Commission for review and receive public comments. Chairman Gisclair asked about the time frame. Mr. Perret stated studies were going on now which required information to be available the spring of 1996. But there were a lot of activities that would need to be included ~~into~~ the studies, not just biological information. Mr. Perret stressed it would be impossible to have a study of all saltwater finfish species, but the Department would do their best to comply. Mr. John Roussel stated his reason for contacting the legal staff ~~and that~~ was because the law refers to "independent studies". He then stated the Department would have prepared a document that would fulfill the obligation of the law. Chairman Gisclair stated the only way to avoid criticism would be for the legislature to provide funding for the independent studies. Commissioner Babin stated the Commission would be criticized no matter what because of the way the law was written. Commissioner Carver asked Mr. Roussel what was his interpretation of independent studies? Then he asked if it meant not going outside the Department and ~~hire~~ *hire* biologists to do the studies? Commissioner Carver noted his interpretation was the Department and Commission ~~were~~ *were* one and the Commission could not afford to conduct independent studies separate from the Department's studies. Commissioner Cormier asked if the independent studies could be different from the normal studies the Department already has on-going? Mr. Fred Prejean stated the studies would not include just biological information, but would need the socioeconomic aspect as well. He also suggested the Department or the Commission ask the Legislature for the monies to fund these studies. Commissioner Babin asked if

? the funding was not provided by the legislature, would it be conceivable for the formation of a subcommittee of the Commission to look at the on-going studies and be provided with an update each month? Mr. Perret advised that if funding would be made available, biological research could not be conducted in six or seven months. Chairman Gisclair stated the best option would be for the Commission to review a biological, social, economic, enforcement study from the Department and make changes or recommendations as they deem necessary. Mr. Prejean stated another issue from Act 1316, allowing the transfer of mullet permits and permits for use of rod and reels commercially from disabled persons, was yet another issue that would need rules established.

Mrs. Karen Foote began the discussion on the **Lease for Fossil Shell Extraction**. She stated Secretary Herring received a request from Louisiana Dredging Company to reduce their performance bond by \$1 million. Louisiana Dredging has completed their first year of a three year lease and ~~have~~ paid their minimum royalty for this year. The reduction in the bond has been approved by the Commission in the past and was okayed by the legal staff as well as Mr. Prejean. Mr. Richard Koen began stating the lease required a performance bond in the amount of \$3 million effective November 1, 1994. The first year of the lease finished October 31, 1995 and Louisiana Dredging has paid the year's minimum royalty of \$1 million. The remaining royalty due is \$2 million. Mr. Koen then advised this reduction occurred during the last two years of the lease period by reducing the amount of the royalty minimum that was just completed. Commissioner Babin asked Mr. Koen if he expected to come before the Commission again next year to reduce the bond to \$1 million? Mr. Mike Landrum recommended the Commission approve a motion to amend the lease agreement to reduce bond from \$3 million to \$2 million. Commissioner Carver made the motion and was seconded by Commissioner Vujnovich. The motion passed with no opposition.

The **Monthly Law Enforcement Report for November** was given by Captain Keith LaCaze. The following numbers of citations were issued during the month of November.

Region I - Minden - 89 citations.

Region II - Monroe - 125 citations.

Region III - Alexandria - 166 citations.

Region IV - Ferriday - 53 citations.

Region V - Lake Charles - 223 citations.

Region VI - Opelousas - 119 citations.

Region VII - Baton Rouge - 160 citations.

Region VIII - New Orleans - 200 citations.

Region IX - Thibodaux - 172 citations.

Offshore Boats (SWEP) - 31 citations.

Oyster Strike Force - 30 citations.

Statewide Strike Force - 22 citations.

The grand total of citations issued statewide for the month of November was 1,287.

The **Secretary's Report** to the Commission was given by Secretary Herring. Questions had been asked about the federal refuges closing due to the budget, but Secretary Herring stated the Department had signed an agreement to operate the areas. The federal government advised the Department they would not need our help, the refuges would be closed.

Copies of articles from national magazines were placed in each Commissioner's folders on Becoming an Outdoors Woman. The next program will be held in April 1996. Secretary Herring then read an excerpt of a newspaper article from the Houston Chronicle relating to shooting a shotgun and rifle marksmanship for women.

The Wildlife and Fisheries Foundation held its first meeting so the public can make contributions to the Department and would be a tax exempt item for the contributor. Also, the contributions could be given for a specific project in the Department. The State of Arkansas has a similar program, has grown rapidly and has proven to be very successful. Secretary Herring praised Mr. Don Puckett, Mr. Robert Love and Mr. Tommy Prickett for their help in getting the Foundation off to a good start. Board Members that attended the first meeting included Mr. Marc Dupuy, Jr., Mr. Jim Hall, Mr. Cliff Penick, Mr. Glynn Carver, Mr. Paul McIlhenny, Mr. John S. Campbell, Jr., and Mr. John Jackson, III. The next meeting was scheduled for December 14, 1995. IX 7/207

OF A new publication by the Department was at the printers and would be titled, "Wildlife Worth Watching". The information for the publication was compiled by Mr. Dan Dennett and would contain colorful pictures. It was hoped this publication would be a very popular item and the Department would be able to recover some of the costs from this book. The first 10,000 books would be sold through the Department and the second printing would be handled through a magazine distributor.

The 1996 Fishing Regulations were also at the printers and should be available by the January Commission Meeting.

Another item at the printers was the 1996 Turkey Regulations and should be ready by January 1996.

The Education Section held a total of 48 programs with 4,725 students in attendance.

Alexander State Forest Education Center had 168 visitors this past month plus hunters that used the rifle and shotgun ranges to practice with their guns.

The Waddill Tract was to be the site of a nature center and it was hoped a lot of good would be obtained for the youth and adults of Louisiana.

Louisiana Offshore Oil Port (LOOP), built in 1970's for the importing of huge tankers in the Gulf, contracted with the Department to monitor the system. The Department has received a lot of good information from this monitoring program. Now LOOP ~~was~~ <sup>wants</sup> ~~wanting~~ to break the contract with the Department, but there may be some court action on this action. If the action occurs, funding would be cut from this Department and shifts would occur with personnel and studies.

The Booker Fowler Fish Hatchery will be a state of the art hatchery and ~~fast~~ completion would occur later in 1996 than first thought.

Fish stocking occurred during November with 12 lakes receiving 155,022 catfish.

The Aquatic Plant Section sprayed 1,770 acres during November. Secretary Herring then explained the problems the Department will have with these plants and the need for help with funding.

Again during November, the staff spent time working on Act 1316 and felt there was still some problems.

Mr. Corky Perret was elected Chairman of the Gulf States Marine Fisheries Commission and ~~felt~~ it was a great honor for Louisiana.

Personnel continue to work with the Health Department and Department of Natural Resources on seafood inspections with particular interest on oysters.

The biggest day of hunting occurred on November 18 which was also Election Day. The Department did put out News Releases to ask sportsmen to vote absentee.

Youth hunts were held on the Wildlife Management Areas and ~~was~~ <sup>were</sup> very popular because it allowed the youth to hunt ~~but~~ without a lot of competition. Secretary Herring then explained a possible reason

for the decline in hunter numbers. A 15 year old girl killed her first deer and it was a 250 pound, 20-inch inside spread, 8 point buck.

A copy of a News Release on the European Union Fur Ban was given to the Commissioners. Secretary Herring stated the Department has worked on this issue with Louisiana's Congressional Delegates, International Fur Trade Federation, International Association of Fish and Wildlife Agencies and the Fur Information Council of American.

The Fur and Refuge Division has been working<sup>S</sup> with the Louisiana Agriculture and Forestry and Health Department trying to make nutria meat a marketable item for sale.

Commissioner Babin made a motion to hold the **April 1996 Meeting** on Thursday, April 11, 1996 in the Baton Rouge office, beginning at 10:00 a.m. This motion was seconded by Commissioner Cormier and passed with no opposition.

Mr. Corky Perret began the discussion to **Set the May 1996 Meeting Date and Location for Shrimp Hearing**. Last year the May Meeting was held at Nichols University due to a cost factor. Nichols has committed the use of the same facility at no cost to the Department or Commission. Mr. Perret suggested May 2nd for the meeting date. Commissioner Babin asked when would all the data be compiled? Chairman Gisclair asked, if holding the meeting on May 2nd, you would have the possibilities of all the Monday's in May to open the season? Commissioner Babin asked about the 72 hour notice? Commissioner Cormier made a motion to hold the May 1996 Meeting on Thursday, May 2, 1996 at Nichols State University beginning at 10:00 a.m. This motion was seconded by Commissioner Babin and passed with no opposition.

Chairman Gisclair then asked for **Public Comments** and none were heard. ~~But~~ Chairman Gisclair announced this would be the last meeting for Commissioner Vujnovich, a Commissioner since 1990. Chairman Gisclair stated he has grown to respect Commissioner Vujnovich, and that Captain Pete has been a friend to the fishermen especially the oyster fishermen. Chairman Gisclair then read and presented a plaque to Commissioner Vujnovich. Commissioner Vujnovich stated it was an honor to be on the Commission and to accept the plaque. He explained how the Ethics Commission did not want him on the Wildlife and Fisheries Commission. Thanks to the actions by the Commission, the Louisiana oyster industry was now in very good shape, stated Commissioner Vujnovich. He also thanked all his friends and said he would be back when the seafood industry was in trouble. Mr. Corky Perret thanked Commissioner Vujnovich on behalf of the Office of Fisheries. He then read a letter from Mr. George Barasich which included a plaque from the Louisiana Seafood Management Council. Other presentations and plaques were made on behalf of the Louisiana Oyster Dealers and Growers Association, Mr.

Tee Voisin, an oyster fishermen from Terrebonne Parish, Sam and Anthony Slavich, A. J. S., Incorporated, the Plaquemines Oyster Association, and the Lafourche Oyster Industry to Commissioner Vujnovich. Mr. Roussel also gave Commissioner Vujnovich a copy of the video shown during the meeting. Commissioner Vujnovich asked for everyone to join together to restore the Louisiana coast ~~back~~ to the way it was many years ago. Mr. Bob Dennie stated when he met Commissioner Vujnovich, Commissioner Vujnovich had a lot of questions on education of the youth and what the Department was doing about all different aspects. He then gave Commissioner Vujnovich a video made from a silent film on the life cycle of the oyster drill. Commissioner Vujnovich again thanked everyone and stated he would be back. Chairman Gisclair thanked Commissioner Vujnovich and stated he was welcome at a Commission Meeting anytime.

There being no further business, Commissioner Cormier made a motion to **Adjourn** the meeting and was seconded by Commissioner Carver.

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Secretary

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COMMISSION MEETING  
ROLL CALL

Thursday, December 7, 1995  
Baton Rouge, LA  
Wildlife & Fisheries Building

	Attended	Absent
Perry Gisclair (Chairman)	<u>✓</u>	<u>—</u>
Glynn Carver	<u>✓</u>	<u>—</u>
Jeff Schneider	<u>—</u>	<u>✓</u>
Daniel Babin	<u>✓</u>	<u>—</u>
Joseph Cormier	<u>✓</u>	<u>—</u>
Jerald Hanchey	<u>—</u>	<u>✓</u>
Peter Vujnovich	<u>✓</u>	<u>—</u>

Mr. Chairman:

There are 5 Commissioners in attendance and we have a quorum.  
Secretary Herring is also present.



## OUTDOORS/NBA

# LDWF announces plans for outdoors recreation site

By JOE MACALUSO  
Advocate outdoors writer

It has been the site of Louisiana Hunting and Fishing Day activities for the last 10 years.

Because funds were lacking for the development of the tract, an agreement between the LDWF and the Baton Rouge Police Department allowed the latter to operate the area and set hours and user groups.

LDWF Information Section administrator Bob Dennie said money became available to take over the tract and proceed with original plans.

"We have the ability to staff the area on a 24-hour basis and we are going to take advantage of this to make this a first-class location for this area," Dennie said. "We are going to dedicate it to the education of the public."

"The Baton Rouge Police Department made a success of this

property, and we are going to continue to serve the young, the handicapped and the groups who have used this property in the past," Dennie said.

In past years, the Police Youth Camp became a popular camping, hiking and exploring spot for Boy Scouts and Girl Scouts, and the location of annual day-long seminars for handicapped outdoors men and women.

Initial plans call for two LDWF Refuge Section personnel to staff the site. Further construction plans will be announced in early 1996.

The commission had five of seven members present — Gerald Hanchey and Jeff Schneider were absent — and they voted unanimously on three items.

• First, to change the state's hunting regulations to allow a Jan. 6-7,

1996, hunt on the Bogue Chitto National Wildlife Refuge to replace two days lost when the federal government ceased NWR operations in November.

• Second, to reduce Louisiana Dredging's performance bond from \$3 million to \$2 million. La. Dredging sought the relief after it paid 1995's \$1 million royalty to the LDWF from its operations. The company has a three-year, shell-dredging lease with the LDWF, a contract which guarantees the department a \$1 million annual royalty.

• Third, to prohibit possession "within the State of Louisiana," mountain lions, black bears, grizzly bears, polar bears, red wolves, gray wolves and wolf-dog hybrids or any subspecies of those animals.

The matter of the wolf-dog hybrids stirred the most controversy

in the new regulation. Because some dog breeds resemble wolves, the matter of identification and enforcement became the regulation's main arguing point.

East Baton Rouge Parish Animal Control director Hilton Cole told the commissioners the "animals are truly dangerous. Like wolves, they are very shy and make poor watchdogs, but what happens is that they do not know if they are wild or domestic (animals)."

Cole said this problem for the animal leads to unpredictability in its actions especially around children.

"There are people in this state who are bringing wolves in here to breed with species like German shepherds and they're selling the pups. They are bringing wolves into this state to make money," Cole said. "What they are doing is taking pure-bred wolves

and reducing them to genetic junk."

In other action, the LWFC got a first look at the LDWF-proposed Land Acquisition Policy & Procedures, a matter that will be considered for a vote at the Jan. 4 meeting, heard reports of approximately three-ducks per hunter averages on state lands during the first split of the duck season; learned that Enforcement Division agents wrote 1,287 citations in November; and set April 11, 1996, in Baton Rouge and May 2, 1996, on the Nicholls State campus in Thibodaux as dates and sites for upcoming meeting.

The LWFC also bade farewell to commission member Capt. Pete Vujnovich, who was attending the final meeting of his six-year term. No announcements have been made about his replacement.

The announcement headlined the agenda of Thursday's Wildlife and Fisheries Commission meeting.

The Waddell Recreation Trust area is 200-plus acres on the east side of Flannery Road between Choctaw Drive and Greenwell Springs Road.

## AGENDA

LOUISIANA WILDLIFE AND FISHERIES COMMISSION  
BATON ROUGE, LA  
December 7, 1995  
10:00 AM

- ✓1. Roll Call
- ✓2. Approval of October 25, 1995 Minutes
- ✓3. Approval of November 2, 1995 Minutes
- ✓4. Waddill Recreational Tract - Bob Dennie
- ✓5. Special Consideration of Deer Season on Bogue Chitto National Wildlife Refuge - Dave Morrison
- ✓6. Waterfowl Report - Robert Helm
- ✓7. Land Acquisition Policy & Procedures - Bob Love
- ✓8. Ratification - Possession of Potentially Dangerous Wild Quadrapeds - Hugh Bateman
- ✓9. Presentation on Department's Shell Plant Activities (Information Only) - John Roussel
- ✓10. Discussion of Study of Strike Net Fishing Impacts - Perry Gisclair
- ✓11. Lease for Fossil Shell Extraction - Richard Koen, La. Dredging Company
- ✓12. Enforcement Report/November - Winton Vidrine
- ✓13. Secretary's Report to the Commission - Joe Herring
- ✓14. Set April 1996 Meeting Date
- ✓15. Set May 1996 Meeting Date and Location for Shrimp Hearing
- ✓16. Public Comments
17. Adjourn

RESOLUTION

Louisiana Wildlife and Fisheries Commission  
Louisiana Department of Wildlife and Fisheries  
December 7, 1995

**WHEREAS,** the recent shut down of the Federal government resulted in the loss of one weekend of deer hunting on the Bogue Chitto National Wildlife Refuge; and


**WHEREAS,** the loss of this weekend of hunting will result in a reduction of outdoor recreation; and

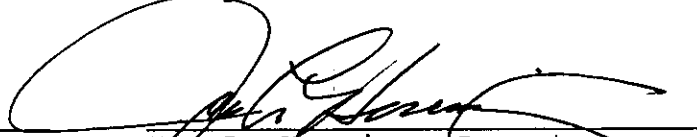
**WHEREAS,** the harvest of deer is an integral part of wise management of the deer resource on this National Wildlife Refuge; and

**WHEREAS,** opening for an additional two days would be in the best interest of both the sportsmen of the State and the deer resources of the Refuge, now

**THEREFORE BE IT RESOLVED,** the Louisiana Wildlife and Fisheries Commission approves and authorizes the Department to change the published deer hunting schedule for Bogue Chitto National Wildlife Refuge and add an additional weekend of deer hunting to be January 6 and 7 of 1996, and

**BE IT FURTHER RESOLVED,** that the 1995-96 Hunting Regulations are hereby amended accordingly per the attached Declaration of Emergency which is made a part hereof.

  
Perry Gisclair, Chairman  
La. Wildlife & Fisheries  
Commission

  
Joe L. Herring, Secretary  
La. Department of Wildlife &  
Fisheries

## DECLARATION OF EMERGENCY

### Department of Wildlife and Fisheries Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B) of the Administrative Procedure Act and under the authority of R.S. 56:115, the Wildlife and Fisheries Commission hereby adopts the following emergency rule:

#### 1995-96 Hunting Regulations

Bogue Chitto National Wildlife Refuge:

All seasons listed in the original Rule shall remain the same EXCEPT for the addition of the following deer season dates:

Species:	Deer
Type of Hunt:	General Gun, Bucks Only
Season:	January 6-7, 1996
Bag Limit:	Same as for State
Permits:	Required (annual)

Perry Gisclair

Chairman

## LAND ACQUISITION POLICY AND PROCEDURES

Louisiana Department of Wildlife and Fisheries  
Louisiana Wildlife and Fisheries Commission

### POLICY

All throughout history whenever man's choice of land use alternatives has come into conflict with wildlife, wildlife has traditionally lost. A notable exception to that outcome has been the fee acquisition of lands and waters specifically for fish and wildlife. Unfortunately, Louisiana has experienced and is expected to continue experiencing tremendous human induced pressures for land uses which conflict with wildlife. However, most fish and wildlife species have the innate ability to fill the earth with their numbers, and if provided suitable habitat to do so, generally respond quite favorably to that opportunity.

When viewing Louisiana's current Landscape as a whole, the growing loss of natural areas is glaringly obvious, and their obscurity increases with each decade. The conservation of our natural resources as habitats for fish and wildlife, which are so important to our natural heritage, is the basis of this land acquisition and dedication program. Only through acquisition and deed restrictions can we guarantee future generations of Louisianans that these natural areas which support our wildlife resources will persist. These properties also serve as immensely valuable recreational outlets for our citizens. It is the harmonious co-existence and use by man and wildlife on these recreational properties, that is also the basis of that natural heritage. Therefore, the Commission and Department view the Land Acquisition and dedication programs as an essential and innately

fundamental aspect of our overall mission to conserve Louisiana's fish and wildlife resources. To that end, this extremely successful program has received through donation and fee acquisition approximately 700,000 acres during this century all of which has been dedicated for fish and wildlife and their habitats and public outdoor recreation.

World population ecologists project the human population to double on earth by the year 2030. The natural resource consumption rate can also be expected to at least double in that time frame. These demands and the subsequent land use alternatives will further complicate our ability to maintain a viable fish and wildlife conservation program. Understandably, acquisition and restoration of previously altered land areas back to their natural state has become an important component of this program because it is now more difficult to acquire wildlife habitat in its relatively natural condition.

The Commission and Department further aspire and declare the following goals and provisions as important components of this policy:

1. In a state of 30 million acres which contains extensive proportion of highest-and-best-use recreational lands, this policy has an expressed, primary conservation goal of one (1) million acres in fee ownership as a worthy and desirable aspiration. The Department should strive to acquire through donation or purchase the additional 300,000 acres within a 30 year period.

2. The Department and Commission, in addition to having the philosophical requirement of conserving natural habitats in Louisiana, are statutorily and constitutionally required to do so. Therefore, this program must have continual funding sources until the conservation goals are reached and maintained. Each administration shall also commit and budget sufficient funds, both department generated funds and statutorily authorized funds, for the purchase of lands in this program.
3. Each administration shall maintain and support a proactive program including sufficient staff, adequately trained to carry out this program. To that end, the Department shall designate a Land Acquisition Coordinator (LAC) or wildlife real estate specialist, whose responsibility it shall be to oversee and supervise this program.
4. The expressed primary acquisition goal shall further attempt to satisfy additional conservation goals through a process of evaluation based on favorable compliance of several criteria which includes the following:
  - A. Although the statutory authority for expropriation exists, an initial criteria should be the willingness of the seller. The program should make every effort to confine it's transactions to willing vendors.

- B. Portions of the state void of Department properties may be geographically targeted for purchases.
- C. Acquisitions near population centers should be favored.
- D. The broad range of habitat types representing Louisiana's natural heritage should be conserved within the program, including unique or threatened habitats.
- E. Certainly, the Department's current wildlife land holdings contain numerous inholdings and/or adjacent tracts which would benefit the stewardship program and which have the additional benefit of not necessarily requiring new and expanded budget demands, and therefore should be favorably evaluated.
- F. Properties which are large enough to provide for both consumptive and non-consumptive recreational use as well as properties offering suitable access for the public should be favored. These are essential criteria in running a public, outdoor recreation program.
- G. The presence or potential presence of rare, threatened or endangered species should increase consideration for acquisition.
- H. Likewise, the ability of a potential tract to fit into or overlap habitat goals of the North American



Waterfowl Management Plan and similar ecologically based conservation plans should increase its consideration.

- I. Once acquired, these properties in addition to providing recreational opportunities, should serve as extension oriented examples of good soil, water, forest and wildlife conservation. The existing level of habitat quality of the site as well as its manageability also determines its' ability to produce fish and wildlife and support commensurate recreational programs, therefore raising its level of consideration.
- J. Not to be overlooked, even in the purchase of recreational properties, is the ability of the property to generate sustainable income. The ever increasing cost of managing recreational property demands that income potential be a positive criteria.

Prospective acquisition sites should be evaluated under the foregoing considerations by the Land Acquisition Coordinator (LAC), the Secretary, Commission Representatives and any Division Administrator with habitat stewardship responsibility and which is submitting a potential acquisition property.

## PROCEDURE

1. Inform the legislature and governor of the departments acquisitions intentions through the departments capitol budget request.
2. Legislative Authority/Appropriation to acquire property.
3. The Department shall enter into a contract(s) with a private attorney(s) or law firm(s) to provide legal services related to acquisitions, including title research, closings and the issuance of title insurance. Said private attorney(s) or law firm(s) shall report directly to the LAC, who shall consult with the department's legal section on matters of contract oversight and supervision. Said private attorney(s) or law firm(s) are to be paid with appropriated funds for the land purchase projects. The departments legal section shall provide services relative to donations and other transaction where appropriate.
4. The LAC shall check with the State Land Office (SLO) for the presence of state water bottoms or other state lands within prospective sites to avoid paying for acres already claimed by the state.
5. LAC shall obtain an appraisal by contract with an MAI, SRPA or other experienced member of the appraisal institute. The Department shall have a fiduciary relationship with the appraiser whose appraisal report is used in evaluating the market value of the property being

sought. The offer for purchase should not exceed appraised value.

6. A copy of the appraisal, invoice and appraisers professional service contract shall accompany a request of the Office of Facility Planning and Control for payment of the invoice, and budget check to verify the availability of funds for the land purchase.
7. After verification that funds are available, the LAC can proceed with a purchase agreement, in an amount not to exceed the appraised value.

The following shall be considered basic elements of a purchase agreement and closing document:

- a) The principles for the state in cases of purchases and donations of most recreational properties shall be the Secretary and the Chairman of the Wildlife Commission or their surrogates.
- b) A warranty clause and/or title insurance.
- c) Price
- d) Legal description.
- e) Language dedicating the property for wildlife habitat and outdoor recreation in perpetuity, except for substitution ability.
- f) General claims clause
- g) Disclaimer for Uniform Relocation Real Property Assistance Act (PL 91-646) or its provisions.
- h) Environmental claims clause

- i) Tax statement
  - j) Other matters as appropriate
8. If there are any buildings located on the property to be acquired, language should be included in the purchase agreement that a survey for asbestos be conducted by a certified DEQ licensed inspector (see item 12 below). If the asbestos survey determines there is asbestos in the building(s), the Department reserves the option to cancel the purchase agreement, make another purchase agreement deducting the price of removing the asbestos, or purchase the property for the offered price with the owner removing the asbestos.
9. Purchase Agreement Accepted
- a. Upon acceptance of the agreement by the seller, a copy of the signed purchase agreement will be forwarded to Facility Planning and Control and the contract attorney if appropriate.
  - b. If the Department's legal section is handling the closing, the Department's attorney shall obtain an Act of Sale, title commitment, title insurance, and a survey by a registered land surveyor when deemed necessary. The necessity of a survey and title insurance policy shall be decided by the Department of Wildlife and Fisheries.  
  
If the closing is not to be handled by Wildlife and Fisheries' legal section, the Departments contract

attorney will handle the closing under supervision of the LAC and the sale will be closed as provided herein.

- c. After review, the closing attorney will obtain the signature of the Department and Commission, and request a check (or checks) in the amount of the purchase price (or as required by the purchase agreement) from Facility Planning and Control.
- d. Facility Planning and Control will obtain and forward the check to the closing attorney. The closing attorney will then schedule the closing to obtain the signature of the seller. At that time, the seller must provide an asbestos certification, if applicable.

After finalizing the Act of Sale, the closing attorney forwards to Department at least three (3) certified copies of the Act of Sale, the title insurance policy, a notarized owners affidavit, and the asbestos certification, if applicable. Certified copies of the Act of Sale should be forwarded to SLO for the state lands inventory system, as well as to Facility Planning and Control and the LAC, for the Department master files.

10. Purchase Agreement Rejected (higher offer requested)

- a. The Department sends written request to Facility Planning and Control to verify that funds are available to make higher offer.
- b. If requested purchase agreement amount is more than 10% over the appraised value, the Secretary and Chairman of the Commission must agree to the higher price.
- c. After verification that funds are available and approval of price, if necessary, Facility Planning and Control will notify the Department that funds are available and the Secretary may then authorize the purchase agreement in excess of appraised value.
- d. If purchase agreement is accepted, the procedures for Purchase Agreement Accepted are then followed.

11. Appraisal and Appraiser Selection

- a. LAC has Department's Fiscal Officer verify that funds are available for the appraisal, then prepares a list of MAI or SRPA appraisers around the land to be appraised. This list may include any experienced certified land appraisers listed in directory of appraisers institute.
- b. LAC requests proposals from listed appraisers within a specified time period. LAC provides listed appraisers with legal description, map of

the property, and name and phone number of department contact person.

- c. After deadline for proposals and selection of an appraiser by the LAC, a professional services contract is prepared by department and processed in accordance with the department procedures for administering contracts.
- d. Contributory value of timber should be determined by competent Foresters, preferably Department foresters. Likewise, contributory value of mineral should be determined by competent mineral appraisers under Department contract when deemed necessary.

## 12. Boundary Surveys

NOTE: If a boundary survey is deemed necessary it should be done prior to closing an Act of Sale for a land acquisition, wherein the department or closing attorney contracts with a surveyor as part of the closing procedures.

- a. Determination by department that a boundary survey is necessary.
- b. Department Chief Fiscal Officer verify that funds are available for the survey.
- c. LAC sends out requests for proposals within a stated response period.

- d. After receipt of proposals, LAC reviews proposals and makes selection.
- e. After selection of surveyor, a professional services contract is prepared by department in accordance with the department procedures for administering contracts.
- f. A copy of the survey is then forwarded to the Closing Attorney.

13. Environmental Assessment

- a) Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA, Superfund) and Superfund Amendments and Reauthorization Act of 1986 (SARA). CERCLA identifies and imposes liability on parties responsible for contamination caused by hazardous substance releases. SARA contains an "innocent landowner defense" which exempts persons from liability if they acquired property after the disposal or placement of hazardous substances on, in, or at the property, and at the time of acquisition did not know or have reason to know that the property was contaminated. To establish exemption from liability, the purchaser must have made appropriate inspection and inquiry into the previous ownership and uses of the property consistent with good commercial or customary practice.



- b) The Department and Commission, as a matter of due diligence in the land acquisition process, shall have LDWF technical staff members perform Level I surveys for environmental contaminants using the attached check list. If this survey discloses the proposed acquisition tract had/or has obvious mineral developments or extensive agricultural, commercial or industrial activities, then the LAC should contract with one of the many environmental site assessment companies to perform this service to further identify any environmental problems. Any problems should be resolved prior to closing any properties, similar to the procedure for handling asbestos in buildings described in item 7 above.

RESOLUTION  
LOUISIANA WILDLIFE AND FISHERIES COMMISSION  
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES

The following was adopted by the Louisiana Wildlife and Fisheries Commission at its regular Commission Meeting held in Baton Rouge, Louisiana, December 7, 1995.


WHEREAS, authority to regulating possession of wild quadrupeds is vested with the Louisiana Wildlife and Fisheries Commission in accordance with R.S. 56:115, 56:171, 56:1904F, and


WHEREAS, the Louisiana Wildlife and Fisheries Commission adopted rules and regulations for the Game Breeders program in accordance with the Administrative Procedure Act in October of 1988, and prohibited possession of certain wild quadrupeds and

WHEREAS, these rules and regulations for pen specifications, licensing procedures and general requirements have been in effect since 1988, and

WHEREAS, The Louisiana Department of Wildlife and Fisheries has reviewed these rules and created a separate rule prohibiting possession of certain wild quadrupeds which must be adopted in accordance with the Administrative Procedures Act, and

THEREFORE, BE IT RESOLVED that the Louisiana Wildlife and Fisheries Commission does hereby adopt the attached rules governing the Possession of Potentially Dangerous Wild Quadrupeds.

  
Perry Gisclair  
Chairman

  
Joe L. Herring  
Secretary

## **RULE**

### **Department of Wildlife and Fisheries Wildlife and Fisheries Commission**

The Wildlife and Fisheries Commission does hereby promulgate a rule governing possession of certain wild quadrupeds.

## **Title 76**

### **WILDLIFE AND FISHERIES**

#### **Part V. Wild Quadrupeds and Wild Birds**

##### **Chapter 1. Wild Quadrupeds**

##### **§115. Possession of Potentially Dangerous Wild Quadrupeds**

A. This Commission finds that possession of certain potentially dangerous quadrupeds poses significant hazards to public safety and health, is detrimental to the welfare of the animals, and may have negative impacts on conservation and recovery of some threatened and endangered species.

The size and strength of such animals in concert with their natural and unpredictable predatory nature can result in severe injury or death when an attack upon a human occurs. Often such attacks are unprovoked and a person other than the owner, often a child, is the victim. Furthermore, there is no approved rabies vaccine for such animals, so even minor scratches and injuries inflicted upon humans or other animals could be deadly.

Responsible possession of these potentially dangerous wild quadrupeds necessitates that they be confined in secure facilities. Prolonged confinement is by its nature stressful to these animals and proper long-term care by experienced persons is essential to the health and welfare of these animals and to society.

Certain of these animals are listed as endangered species and

others are so similar in appearance to endangered subspecies as to make practical distinction difficult. This similarity of appearance may provide a means to market illegally obtained endangered animals and can limit the effective enforcement of endangered species laws.

B. This Commission regulation prohibits possession of certain wild quadruped as follows.

C. No person shall possess within the State of Louisiana, any of the following species or its subspecies of live wild quadrupeds, domesticated or otherwise:

1. Cougar or mountain lion (Felis concolor)
2. Black bear (Ursus americanus)
3. Grizzly bear (Ursus arctos)
4. Polar bear (Ursus maritimus)
5. Red wolf (Canis rufus)
6. Gray wolf (Canis lupus)
7. Wolf-Dog Hybrids (Canis lupus or Canis rufus x Canis familiaris)

D. Valid game breeder license holders for these species legally possessed prior to October 1, 1988, will be "grandfathered" and renewed annually until existing captive animals expire, or are legally transferred out of state, or are transferred to a suitable public facility. No additional animals may be acquired.

The prohibition against wolf-dog hybrids will expire January 1, 1997. Persons are cautioned that local ordinances or other state regulations may prohibit possession of these animals. After January 1, 1997 an animal which appears indistinguishable from a

wolf, or is in anyway represented to be a wolf may be considered to be a wolf in the absence of bonafide documentation to the contrary.

E. Qualified educational institutions, zoos, and scientific organization may be exempted from this prohibition on a case by case basis upon written application to the Secretary. Minimum pen requirements for exempted educational institutions, zoos and scientific organization are as follows:

1. Bears

- a. single animal - 25 feet long x 12 feet wide x 10 feet high, covered roof;
- b. pair - 30 feet long x 15 feet wide x 10 feet high, covered roof;
- c. materials - chain link 9 gauge minimum;
- d. safety perimeter rail;
- e. pool - 6 feet x 4 feet x 18 inches deep with facilities for spraying or wetting bear(s);

2. Wolf

- a. 15 feet long x 8 feet wide x 6 feet high per animal, covered roof;
- b. secluded den area 4 feet x 4 feet for each animal;
- c. materials - chain link wire or equivalent;
- d. safety perimeter rail;

3. Cougar, Mountain lion

- a. single animal - 10 feet long x 8 feet wide x 8 feet high, covered roof;
- b. pair - 15 feet long x 8 feet wide x 8 feet

- high, covered roof;
- c. materials - chain link 9 gauge minimum;
- d. safety perimeter rail;
- e. claw log;
- f. shelf - 24 inch wide x 8 feet long, 40 inches off floor.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:115, 56:171, and 56:1904F.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 21: .

Perry Gisclair

Chairman

# State of Louisiana



Joe L. Herring  
Secretary

Department of Wildlife and Fisheries  
Post Office Box 98000  
Baton Rouge, LA 70898-9000  
(504) 765-2800

Edwin W. Edwards  
Governor

December 4, 1995

## MEMORANDUM

TO: John Roussel, Marine Fisheries Division  
FROM: Don Puckett   
SUBJECT: Act 1316, Department/Commission Studies

This is in response to your October 20, 1995 opinion request. The language you referenced in Act 1316 could be read in at least five ways or a combination thereof:

1. that both the Department and the Commission undertake two separate studies with two separate reports to the legislature;
2. that the study group consist of or include members from outside the Department staff;
3. that the Department on behalf of the Commission undertake studies independent from any other finfish studies currently being conducted and submit such studies to the Commission for review to form the basis of the report to the legislature;
4. that the impact on each species is to be studied independently in a scenario similar to 3 above; or
5. that all facets of strike net fishing impacts be studied, including, but not limited to, biological, social, economic, enforcement, etc.

Unfortunately, I have as little guidance as you do as to precisely what was intended by the referenced language. I submit that any one of the above or any combination thereof could be a reasonable interpretation of the Act's requirements, absent any other guidance in the Act as to the legislature's intent. Personally, I view the first alternative as the least desirable because it is unnecessarily duplicative and could be potentially

John Roussel  
Page 2  
December 4, 1995

costly, particularly if one or both study groups should be under private contract.

As you know, Chairman Gisclair has placed this item on the agenda for the December Commission Meeting, at which a full discussion of the above can take place.

DP:sch



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DP:sch

**Louisiana Dredging Company  
120 Mallard Street Suite 300  
St. Rose, Louisiana 70087**

**MR. JOE HERRING, SECRETARY  
DEPARTMENT OF WILDLIFE AND FISHERIES  
P. O. BOX 98000  
BATON ROUGE, LOUISIANA 70898-9000**

**RE: LEASE FOR FOSSIL SHELL EXTRACTION  
FROM STATE OWNED WATER BOTTOMS  
DATED AS OF SEPTEMBER 14, 1994**

Paragraph eleven (11) of the above referenced lease required that a performance bond in the sum of Three Million Dollars (\$3,000,000) be executed simultaneously with the execution of this agreement. This bond sum was fixed as the aggregate of the \$1,000,000 minimum annual royalty for the lease period of three years.

Louisiana Dredging Co. has completed the first lease year and has paid the first year's minimum royalty of \$1,000,000. We therefore request your concurrence with our understanding that we can reduce our bond to the sum of Two Million Dollars (2,000,000), which is the aggregate of the minimum annual royalties for the second and third lease years.

The bond amount for our previous lease (1991-1994) was reduced by the commission at the end of each lease year in an amount equal to the minimum annual royalty. Your assistance in this regard will be greatly appreciated.

Yours Very Truly,



**Richard B. Koen  
Louisiana Dredging Co.**

**CC: Ms. Karen Foote  
Mr. Don Puckett**

Secretary's Report to the LWFC meeting, December 1995  
LOOP Environmental Monitoring Program update

The LOOP supertanker port facilities were built to transport over 1 million barrels of oil daily from the offshore tanker terminal, across Louisiana's productive offshore and inshore fishing areas and sensitive coastal marshes, to inland storage and transmission centers. The Department has participated in the environmental oversight of LOOP since the early 1970s. We have been an environmental director, by statute, since 1974 and have performed the environmental monitoring with LSU since 1978. Although an EXXON VALDEZ-type catastrophic spill has not happened, seasonal and continuous monitoring, as required by law, provides for protection of our valuable coastal wildlife, fisheries, and habitat resources by establishing the baseline conditions that injuries are measured against. As it appears that the Louisiana Offshore Terminal Authority (LOTA) favors a significant reduction, the environmental monitoring program may be in jeopardy, and may end in December, 1995.

1974 Federal and state laws were passed to allow for construction and operation of a supertanker port, providing there was adequate environmental protection, including an environmental monitoring program.

1977 An environmental protection plan that included an environmental monitoring plan was implemented.

1978 The Department and LSU began the monitoring, and continued uninterrupted until 1995.

July, 1995

An external review of the monitoring program recommended that most of the monitoring should be eliminated. The Department disagrees with these recommendations because seasonal and continuous monitoring is required, but does agree that modifications can be considered within the statutory and regulatory mandates.

July through November, 1995

The Department has put highest priority on data analysis while continuing to collect monitoring data in the field. Results of the analyses will be used to determine where the program can be improved.

- LOTA, DOTD, LOOP and the Coast Guard have pushed to drastically reduce the monitoring program.
- The Department has not received any indication that the funding for monitoring will be provided after December 31, 1995.
- LOOP INC. has indicated that they would like to have a private third-party as the monitoring contractor.
- The Secretary of DOTD has indicated that the monitoring program is suspended as of December 31, 1995. Legally this cannot be done:
  - Federal and State law and licenses require a monitoring program.
  - State law requires approval of the monitoring program by the environmental directors (Department, LSU, and LOTA)
  - Significant changes to the program are subject to the Administrative Procedures Act.

E N F O R C E M E N T   C A S E   R E P O R T

NOVEMBER 1995

ENFORCEMENT CASE REPORT-NOVEMBER 1995

REGION I

TOTAL CASES-89

ENFORCEMENT-68

OTHER DIV. -21

2-Boating  
2-Angling W/O A License  
11-Hunting W/O Resident License  
2-Hunting W/O Non-Resident License  
5-Hunting From A Moving Vehicle  
2-Hunt Wild Quadrupeds Illegal Hours  
1-Hunt From Public Road  
7-Hunt W/O Resident Big Game License  
2-Hunt W/O Non-Resident Big Game License  
1-Hunt Deer Illegal Hours  
2-Hunt Deer From A Public Road  
15-Failure To Wear Hunter's Orange  
2-Hunt MGB Illegal Hours  
1-Using Lead Shot In Area Designated For Steel Shot  
1-Hunt Ducks Closed Season  
19-Not Abiding By Rules And Regs. On WMA  
2-Criminal Trespass  
1-Trespass On Property After Forbidden  
1-Possession Firearm By Convicted Felon  
2-Operate ATV On Public Road  
1-Misrepresent Booking Info.  
6-Discharge Firearm From Public Road



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REGION I CONT'D.

1-Miscellaneous Federal Violations

CONFISCATIONS:

1 female ring neck duck, 1 drake woodduck, 3 rifles, 1-3 point  
buck, 21 lead shot shells.

TOTAL OF EACH CATEGORY FOR REGION I:

2-Boating

2-Sport Fishing

48-Hunting

6-MGB

33-Other

5-Public Assistance

Page (3)

REGION 2

TOTAL CASES-125

ENFORCEMENT-125

OTHER Div. - 0

9-Angling W/O A License  
2-Take Game Fish Illegal Methods  
3-Angling W/O Non-Resident License  
14-Hunt From Moving Vehicle  
1-Hunt From Public Road  
1-Discharge Firearm From Levee Road  
3-Possess Over Limit Of Deer  
1-Take Deer With Illegal Weapon  
4-Failure To Comply with Hunter Orange Regulations  
1-Hunt W/O Resident License  
2-Hunt W/O Non-Resident License  
11-Take Deer Illegal Hours  
9-Take Deer From Public Road  
4-Illegal Deer Open Season  
6-Buying Or Selling Deer Meat  
1-Take Spotted Fawn  
2-Possess Untagged MGB  
2-Transport Completely Dressed MGB  
4-Using Lead Shot In Area Designated Steel Shot  
1-Hunt MGB With Unplugged Gun  
1-Possess Over Limit Of Ducks  
1-Hunt Woodcock Closed Season  
1-Take Other Non-Game Birds (owl) No Season

REGION 2 CONT'D.

8-Criminal Trespass

6-Other Than Wildlife

10-Discharge Firearm From Public Road

9-Public Assistance

8-Not Abiding With Rules And Regs. On WMA

CONFISCATIONS:

1 wood duck, 6 duck breasts, 3 mallard hens, 1 mallard drake, 1 teal, 4 deer, 2 deer parts, 20 crappie, 21 lead shot shells, 2 steel shot shells, 1 double barrel shotgun, 1 Ruger P-89 Pistol, 1 Rem. 742 .308 cal. with scope, 1 Rem. 700 .308 with scope, 2 SKS 7.62 rifles, 2-30/30 rifles, 1 S/B 12 gauge shotgun, 1 Sav. M110 rifle, 7MM/08 with scope, 1 Weatherby Vanguard .300 mag.

TOTAL OF EACH CATEGORY FOR REGION 2:

1-Commercial Fishing

14-Sports Fishing

58-Hunting

12-MGB

32-Other

REGION 3

TOTAL CASES-166

ENFORCEMENT-166

OTHER DIV. - 0

8-Boating  
2-Angling W/O License In Possession  
1-Possession Undersize Black Bass  
1-Take Illegal Size Black Bass  
1-Possession Undersize Catfish  
1-Obtain License By Fraud  
1-Transport Fish Without License  
2-Hunting W/O Non-Resident Basic License  
1-Hunting W/O Non-Resident Big Game License  
2-Hunting W/O Resident License  
3-Hunting W/O Resident Big Game License  
9-Failure To Wear Hunters Orange  
8-Take Illegal Deer Open Season  
10-Hunt Deer Illegal Hours  
23-Hunt From Public Road  
17-Discharge Firearm From Public Road  
12-Hunt Deer From Moving Vehicle  
3-Hunt Deer W/Dogs During Still Hunt Season  
4-Failure To Abide By Commission Rules  
1-Hunt Wild Quadrupeds Illegal Hours  
1-Possession Over Limit Deer  
1-Hunt Deer Illegal Methods  
28-Failure To Abide By R/R WMA

REGION 3 CONT'D.

- 1-Hunting Deer Closed Area
- 3-Unlawful Excavating State Land
- 2-Illegal Possession Marijuana
- 1-Illegal Possession Schedule IV Drugs
- 2-Criminal Trespass On State Property
- 1-Driving Under Suspension
- 1-Interference With An Officer
- 1-Operate Vehicle While Intoxicated
- 1-No Drivers License In Poss.
- 1-Hunt MGB From Moving Motorboat
- 4-Possession Over Limit Ducks
- 3-Hunt MGB Illegal Hours
- 5-Hunt MGB W/Lead Shot In Steel Shot Zone
- 1-Hunt Ducks Closed Season

CONFISCATIONS:

4 buck deer, 3 doe deer, 18 woodducks, 10 coots, 1 grebe, 5 gadwall, 1 mallard, 2 shovelers, 2 green wing teal, 1 widgeon, 2 pair woodduck wings, 3 black bass, 112 undersize catfish, 4 highpowered rifles, 1.22 rifle, 3 .12 ga. shotgun, 1 resident basic hunting license, 1 resident big game license, 42 lead shot, 1 spotlight, 1 headlight, 1 marijuana cigarette, 1 Valium pill, 1 small container marijuana.

TOTAL OF EACH CATEGORY FOR REGION 3:

- 8-Boating
- 3-Commercial Fishing

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REGION 3 CONT'D.

3-Sport Fishing

125-Hunting

14-MGB

12-Other

2-Public Assistance

REGION 4

TOTAL CASES-53

ENFORCEMENT-35

OTHER DIV. -18

- 1-Sell Fish Without Wholesale/Retail Dealers License
- 1-Take Undersize Commercial Fish
- 2-Hunting From A Moving Vehicle
- 4-Hunting With An Unplugged Gun
- 1-Hunt Deer Illegal Hours
- 1-Hunt From A Public Road
- 1-Hunt Deer In Closed Area
- 5-Hunt Deer In Closed Season
- 1-Take Illegal Deer In Open Season
- 2-Possess Over The Limit Of Deer
- 6-Possession Of Illegally Taken Deer
- 1-Possession Of Untagged Deer
- 7-Fail To Comply With Hunters Orange Regulations
- 2-Hunt Raccoons Illegally
- 1-Hunt MGB With Unplugged Gun
- 1-Using Lead Shot In Steel Shot Area
- 2-Possess Over The Limit Of Ducks
- 10-Not Abiding By Rules And Regulations On WMA
- 3-Contribute To The Delinquency Of A Minor
- 1-NO License Plate

CONFISCATIONS:

11 deer, 39 catfish, 2 mallard hens, 1 mallard drake, 2 pintails,  
7 rifles, 2 shotguns, 5 buckshot shells.

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REGION 4 CONT'D.

TOTAL OF EACH CATEGORY FOR REGION 4:

2-Fishing

33-Hunting

4-MGB

14-Other



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REGION 5

TOTAL CASES-203

ENFORCEMENT-180

OTHER DIV. - 23

15-Boating

12-Angling W/O A License

2-Angling W/o A License Non-Res.

1-Angling W/O Saltwater Lic. Non. Res.

1-Failure To Have Intact

3-Take/Poss. Undersize Red Drum

2-Take/Poss. Undersize Spotted Sea Trout

3-Take/Poss. Undersize Black Drum

1-Take Poss. O/L Black Drum

3-Not Abiding By Commission Rules (Rec.) Finfish

1-Take Or Poss. Commercial Fish W/O Vessel License

4-Use Crab Traps W/O Required Markings

1-Crab Theft

3-Theft Of Crab Traps

1-Use Oversize Trawl, Trawl Boards

1-Failure To Comply W/Industry Regs.

9-Hunting W/O A Res. Lic.

1-Failure To Abide By Comm. Rules

6-Hunting From A Moving Vehicle

2-Hunting Wild Quadrupeds And/Or Wild Birds Illegal Hours

5-Hunt From A Public Road Or Road Right-Of-Way

4-Hunt MGB W/O A State Stamp

7-Hunt W/O A Res. Big Game Lic.

REGION 5 CONT'D.

- 4-Running Deer Dogs During Still Hunt Season
- 7-Hunt Or Take Deer Illegal Hours
- 2-Hunt Or Take Deer Illegally From Boat
- 2-Failure To Wear Hunter's Orange
- 2-Hunt/Trap On DMAP Lands W/O Permit From Owner
- 1-Poss. Turkey In Closed Season
- 1-Taking Non-Game Quadrupeds C/S
- 12-Not Abiding By Rules and Regs. On Refuge
- 3-Resisting An Officer
- 7-Hunting Ducks W/O Federal Stamp
- 1-Hunting MGB W/Unplugged Gun
- 25-Hunting MGB Illegal Hours
- 1-Wanton Waste MGB
- 5-Poss. Untagged MGB
- 11-Using Lead Shot In Area Designated As Steel Shot Only
- 1-Transport Illegally Taken Birds
- 3-Poss. O/L Of Doves
- 1-Poss. O/L Of Coots
- 2-Hunting Ducks Closed Season
- 4-Poss. O/L Of Ducks
- 3-Taking Ibis-No Season
- 2-Taking Killdeer-No Season
- 3-Taking Or Possessing Of Other Non-Game Birds N/S
- 1-Hunting MGB W/O A State Stamp
- 2-Aggravated Assault On An Officer

REGION 5 CONT'D.

4-Littering

1-Poss. Of Firearm-Convicted Felon

1-Flight From An Officer

1-Reckless Operation Of A Vehicle

CONFISCATIONS:

17 woodducks, 7 gadwall, 17 teal, 15 shovelers, 13 mallards, 1 widgeon, 2 pintail, 1 ringneck ducks, 1 merganser, 31 coots, 94 doves, 4 snipes, 6 speckled geese, 1 yellow leg, 1 killdeer, 32 speckled trout, 10 red drum, 63 black drum, 1 sack oysters, 8 crab traps, 573 lbs. shrimp, 52 lbs. of flounder, 7 boxes of crabs, 48 black bass, 4 nutria, 1 rabbit, 1-63 foot trawl, 1-48 quart ice chest, 28 lead shot shells, 12 rifle cartridges, 2 buck deer, 1 doe deer, 2-22 cal.rifles, 2-270 cal. rifles, 1-30-30 cal. rifle, 1-30.06 cal.rifles, 4-12 ga. shotguns, 1-20 ga. shotguns, 1 headlight, 1 small quantity of marijuana, 6 rocks of crack cocaine, 1 check in the amount of \$515.60.

TOTAL OF EACH CATEGORY FOR REGION 5:

28-Sport Fishing

11-Commercial Fishing

68-Hunting

15-Boating

70-MGB

11-Other

2-Public Assistance

REGION 6

TOTAL CASES-119

ENFORCEMENT-103

OTHER DIV. - 16

12-Boating

- 1-Use Gear Without A Recreational Gear License
- 6-Angling Without a Resident License
- 1-Take Illegal Size Black Bass
- 1-Sell Commercial Fish Without A Commercial License
- 1-Take/Possess Undersize Black Drum
- 8-Hunting Without A Resident License
- 4-Hunting From A Moving Vehicle
- 4-Hunt Wild Quadraped Illegal Hours
- 2-Hunt With An Unplugged Gun
- 4-Hunt From A Public Road
- 2-Hunt MGB Without A State Duck Stamp
- 1-Failure To Comply With Hunter Safety Regulations
- 2-Hunt Deer Closed Area
- 4-Take Rabbits Illegal Method (at night)
- 1-Failure To Have Commercial License In Possession
- 5-Hunt Deer Illegal Hours
- 1-Take Commercial Fish Without Commercial Gear License
- 3-Hunt Without A Resident Big Game License
- 1-Possession Of Illegal Taken Deer
- 1-Hunt DMAP Lands Without Permit From Owner/Lessee
- 4-Fail To Wear Hunter's Orange
- 7-Hunting Ducks Without A Federal Stamp

REGION 6 CONT'D.

- 7-Use Lead Shot In Steel Zone
- 3-Hunting Ducks Closed Season
- 7-Hunt MGB Illegal Hours
- 2-Possess Over Limit Of Ducks
- 13-Not Abiding By Rules And Regs. On WMA
- 3-Hunt MGB Without A State Stamp
- 1-Field Possession Of Freshly Killed MGB Closed Season
- 3-Illegal Spotlighting From Public Road
- 1-Hunt MGB With Unplugged Gun
- 1-Hunt MGB From Moving Motorboat
- 2-Hunt Or Take Illegal Deer Open Season

CONFISCATIONS:

3 deer, 2 black bass, 3 rabbits, 1 rabbit, 4 greenwinged teal, 10 wood ducks, 4 black drum, 4 coots, 2 hooded mergansers, 1 Winchester 12 gauge semi-auto mode 1500, 1-22 ca. rifle, Springfield model, 56 rounds of 22 ca. long rifle, 1-22 ca. Ruger Auto Pistol, 1-Winchester 12 gauge, 1-Remington model 1100 shotgun, 1-Remington model 870, 1-12 gauge single shot shotgun, 1-Belknap mode B-64, 1-Marlin 22 ca., 1-22 Magnum pistol, 2-16 gauge lead shots, 3-12 gauge buckshot shells, 2 Federal buckshot shells, 1 headlight and battery, 1 folding knife and case, 4 rounds of 1 buckshot, 13 rounds of fineshot 12 gauge, 9 lead shot shells, 1 yellow 2-D cell flashlight, 1 Toyota Pickup, 24 leadshot, 9 steel shot.

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REGION 6 CONT'D.

TOTAL OF EACH CATEGORY FOR REGION 6:

12-Boating

3-Commercial Fishing

9-Sport Fishing

46-Hunting

32-MGB

17-Other

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REGION 7

TOTAL CASES-160

ENFORCEMENT-145

OTHER DIV. - 15

8-Boating  
4-Angling With A Cane Pole License  
1-Fail To Maintain Records  
1-Fail To Report Comm. Fish Data  
3-Hunting W/O Res. License  
2-Bow Hunt W/O Bow License  
24-Hunt From A Moving Vehicle  
5-Hunt W/Unplugged Gun  
5-Hunt W/O Res. Big Game License  
16-Hunt Deer Illegal Hours  
3-Hunt Deer From Public Road  
5-Fail To Comply With Hunter Orange  
27-Hunt From A Public Road  
1-Illegal Spotlighting From Road  
9-Hunt Wild Quadrupeds Illegal Hours  
1-Hunt W/O Non-Res. License  
1-Fail To Comply With Hunter Safety Regs.  
6-Obtain License Fraudulently  
1-Run Deer Dogs During Still Hunt Season  
1-Take Deer Illegal Hours  
1-Possession Of Illegally Taken Deer  
7-Hunt At Night W/Light & Gun  
2-Hunt MGB Illegal Hours

REGION 7 CONT'D.

- 1-Hunt Ducks W/O Federal Stamp
- 1-Hunt W/Unsigned Ducks Stamp
- 1-Hunt Ducks W/Unplugged Gun
- 1-Possess Over The Limit Of Ducks
- 1-Using Lead Shot In Steel Shot Area
- 1-Possess Over The Limit Of Coats
- 1-Theft Of State Property
- 1-Filing False Public Records
- 12-Not Abiding By Rules And Regs. On WMA
- 3-Obstruction Of Justice
- 1-Discharge Firearm From Road
- 2-Flight From An Officer

CONFISCATIONS:

9 rifles, 2 shotguns, 1 pistol, 4 lights, 5 licenses.

TOTAL OF EACH CATEGORY FOR REGION 7:

- 8-Boating
- 2-Commercial Fishing
- 4-Sport Fishing
- 118-Hunting
- 8-MGB
- 20-Other



REGION 8

TOTAL CASES-200

ENFORCEMENT-178

OTHER DIV. - 22

18-Boating

1-Angling W/O A License (HQ)

3-Angling W/O A License (SSF)

16-Angling W/O A License (R8)

1-Angling W/O A License (OSF)

2-Angling W/O A License (SWEP)

5-Angling W/O A License Non-Resident (R8)

9-Angling W/O A Saltwater License (R8)

1-Angling W/O A Saltwater License (SSF)

1-Angling W/O A Saltwater License (OSF)

2-Angling W/O A Saltwater License (R8)

1-Take Game Fish Illegally (R8)

2-Take Over Limit Of U/S Freshwater Gamefish-Catfish (R8)

6-Possess Over Limit Of Red Drum (SSF)

1-Possess Undersize Spotted Sea Trout (SWEP)

1-Possess Undersize Spotted Sea Trout (R8)

1-Possess Over Limit Of Spotted Sea Trout (R8)

1-Fail To Comply W/Charter Boat Regulations-No License (R8)

1-Take Commercial Fish W/O Commercial License (SWEP)

1-Take Commercial Fish W/O Commercial License (R8)

2-Take Commercial Fish W/O A Vessel License (R8)

1-Take Commercial Fish W/O A Vessel License (OSF)

1-Take Commercial Fish W/O A Vessel License (SSF)

REGION 8 CONT'D.

- 3-Take Commercial Fish W/O A Vessel License (SWEP)
- 2-Fail To Maintain Records (SSF)
- 1-Transport W/O Required Resident License (SWEP)
- 1-Use Strike Net Illegally (SWEP)
- 1-Take Undersize Commercial Finfish (R8)
- 1-Fail To Comply W/Shark Permit & Report Rules (SSF)
- 3-Trawling Inside Waters W/Oversized Double Rigs (OSF)
- 1-Butterflying In Closed Season (OSF)
- 2-Use Oversize Butterfly Nets (OSF)
- 1-Hunting W/O Resident License (R8)
- 9-Possess Wild Quadrupeds W/O A Hunting License (R8)
- 6-Hunting From Moving Vehicle (R8)
- 10-Hunt Wild Quadrupeds Illegal Hours (R8)
- 6-Hunt From Public Road (R8)
- 1-Hunt MGB W/O State Stamp (R8)
- 1-Possession Of Buckshot During Closed Deer Gun Season (R8)
- 3-Hunt Raccoons Illegally
- 1-Take Over Limit Of Raccoons (R8)
- 1-Take Non-Game Quadrupeds Illegally (R8)
- 1-Take Non-Game Quadrupeds Closed Season (R8)

REGION 8 CONT'D.

- 4-Hunting Ducks Without Federal Stamp (R8)
- 2-Hunting MGB With Unplugged Gun (R8)
- 2-Hunting MGB Over Baited Area (R8)
- 1-Hunting MGB Over Baited Area (R8)
- 4-Using Lead Shot In Area Designated As Steel Shot Only (R8)
- 2-Possess Over Limit Of Ducks (R8)
- 7-Possess Over Limit Of Ducks (R8)
- 1-Not Abiding By Rules And Regs. On WMA (R8)
- 1-Criminal Trespass (R8)
- 2-Illegal Possession Of Marijuana (OSF)
- 2-Operating Vehicle While Intoxicated (SSF)
- 1-Littering(SSF)
- 1-Flight From An Officer(OSF)
- 1-Driving W/O Operators License (R8)
- 1-Violation Mullet Regulations (HQ)
- 1-Violation Mullet Regulations (R8)
- 3-Take Mullet Comm. With Other Than W/Mullet Strike Net(R8)
- 1-Take Mullet Comm. With Other Than W/Mullet Strike Net (SSF)
- 1-Take Mullet Comm. W/O Permit (HQ)

REGION 8 CONT'D.

1-Take Mullet Comm. W/O Permit (SWEP)

8-Take Mullet Comm. Illegal Hours (R8)

CONFISCATIONS:

2 trawls, 4 trawl boards, 1 cast net, 12 seafood invoices, 1 outboard motor, 4 mullet strike nets total of 5,600 feet, 7 guns, 2 spotlights, 2 bait samples, 144 drum, 128 sea trout, 4 crappie, 1 white bass, 3 coots, 1 gallinule, 17 gadwall, 6 grey duck, 2 mottled duck, 3 widgeon, 69 teal, 6 spoonbill, 2 merganser, 2 rabbits, 3 raccoons, 23 nutria, 2 marijuana lbs. of shrimp sold for \$5,637.12, 1,723 lbs. of mullet sold for \$1,446.60, 210 lbs. sheephead sold for \$52.50, 342 shark sold for \$171.00.

GRAND TOTAL OF EACH CATEGORY FOR REGION 8:

19-Boating

37-Commercial Fishing

54-Sport Fishing

40-Hunting

22-MGB

9-Other

REGION 9

TOTAL CASES-172

ENFORCEMENT-132

OTHER DIV. - 40

18-Boating

5-Angling W/O A License

1-Take Undersized Red Drum

3-Take Undersized Sea Trout

2-Take Undersized Black Drum

1-Poss. O/L Spotted Sea Trout

1-Take O/L Black Drum

1-Take Commercial Fish W/O Comm. License

1-Take Commercial Fish W/O Comm. Gear License

1-Take Commercial Fish W/O Vessel License

1-Theft Of Crab Trap

1-Take Commercial Mullet W/O Strike Net License

1-Take Commercial Mullet On Weekend

1-Take Commercial Mullet W/O Permit

7-Hunting W/O Resident License

12-Hunting From Moving Vehicle

4-Hunting W/Unplugged Gun

9-Hunting Wild Quadrupeds Illegal Hours

7-Hunt From Public Road

2-Hunt W/O Res. Big Game License

2-Take Deer Illegal Hours

4-Hunt Deer W/Artificial Light

1-Hunt Deer From Public Road

REGION 9 CONT'D.

- 2-Take Illegal Deer Open Season
- 1-Fail To Wear Hunters Orange
- 2-Hunt Raccoons Illegally
- 1-Take Non-Game Quadrupeds C/S
- 3-Hunting MGB With Unplugged Gun
- 2-Hunting MGB Illegal Hours
- 7-Hunting MGB Over Baited Area
- 13-Hunting MGB From Moving Motorboat
- 6-Rallying MGB
- 2-Poss. Completely Dressed MGB
- 9-Using Lead Shot Area Designated Steel Shot Only
- 3-Hunting Coots Closed Season
- 1-Possess Over Limit Of Coots
- 1-Hunting Geese Closed Season
- 13-Possess O/L Ducks
- 2-Taking IBIS-No Season
- 12-Not Abiding By Rules And Regs. On WMA
- 1-Running Traffic Signal
- 1-Contributing To the Delinquency Of A Minor
- 1-Vehicular Speeding
- 1-Vehicular Negligence Injury
- 1-Reckless Operation Of A Vehicle
- 1-Flight From An Officer

CONFISCATIONS:

286 lbs. of shrimp sold for \$286.00, 4 nutria, 1 red drum, 16

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REGION 9 CONT'D.

CONFISCATIONS CONT'D.

speckled trout, 21 drum, 8 rabbits, 1 raccoon, 1 blue goose, 4 deer, 274 coots, 41 teal, 3 mallard ducks, 8 gadwalls, 5 spoonbills, 6 redhead ducks, 4 scaups, 5 ruddy ducks, 3 pintail ducks, 21 shotguns, 1 revolver, 1 aluminum boat and motor.

TOTAL OF EACH CATEGORY FOR REGION 9:

18-Boating

13-Sport Fishing

7-Commercial Fishing

54-Hunting

62-MGB

18-Other

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S.W.E.P.

RIP TIDE AND DELTA TIDE

161 BOATS CHECKED

42 HOURS RUNNING TIME

TOTAL CASES-31

16-Boating

1-Take Mullet Commercially Without Permit

2-Use Saltwater Net Illegally

1-Resisting An Officer

2-Possession Over Limit Of Red Drum

3-No Vessel License

1-Take Commercial Fish No Commercial License

1-Angling Without A Resident License

4-Angling Without A Non-Resident License

CONFISCATIONS:

983 lbs. shrimp sold for \$2,988.32.

TOTAL OF EACH CATEGORY FOR S.W.E.P.:

16-Boating

7-Commercial Fishing

7-Sport Fishing

1-Other



November 1995

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OYSTER STRIKE FORCE

TOTAL CASES-30

1-Boating

1-Take Commercial Fish W/O Vessel License

1-Fail To Have Commercial License In Possession

1-Unlawfully Take Oysters Off A Private Lease

1-Take Oysters Illegal Hours

1-Taking Oysters From Unapproved Area (Polluted)

1-Take Commercial Fish W/O Commercial Gear License (Oys.Dredge)

2-Harvest Oysters From Unmarked Lease

2-Unlawfully Take Oysters From State Water Bottoms

1-Transport W/O Required License

7-Possession Undersize Red Drum 16" Minimum

1-Possession Overlimit Of Red Drum

3-Possession Undersized Spotted Sea Trout

1-Angling W/O a License

1-Angling W/O Saltwater License

1-Possession Undersized Black Drum

1-Driving Without Operators License

2-Resisting An Officer

1-Contributing To The Delinquency Of A Minor

CONFISCATIONS:

28 red drum, 12 spotted sea trout, 3 black drum, 33 sacks of oysters, 1-18' flatboat with motor, 1-24" oyster dredge.

November 1995

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OYSTER STRIKE FORCE CONT'D.

TOTAL OF EACH CATEGORY FOR OYSTER STRIKE FORCE:

- 1-Boating
- 11-Commercial Fishing
- 14-Sport Fishing
- 4-Other

**SPECIAL STRIKE FORCE**

**TOTAL CASES-22**

4-Angling Without A Basic License  
1-Possession Of Game Fish Illegally  
1-Fail To Comply W/Shark Permits Report Rules  
1-Take Mullet Commercially Illegal Means  
1-Failure To Fill Out Oyster Tags Correctly  
1-Hunting W/O Resident License  
1-Hunting With Unplugged Gun  
2-Hunt Deer Illegal Hours  
1-Fail To Comply W/Hunter Orange Regulations  
2-Hunting MGB Illegal Hours  
1-Possess MGB Untagged  
2-Transport Completely Dressed MGB  
2-Using Lead Shot In Area Designated As Steel Shot Only  
1-Possess Over Limit Of Ducks  
1-Hunting Woodcock Closed Season

**CONFISCATIONS:**

14 woodducks, 14 mallards, 3 teal, 20 crappie, 1 woodcock, 2  
rifles, 1 shotgun.

**TOTAL OF EACH CATEGORY FOR SPECIAL STRIKE FORCE:**

3-Commercial Fishing 9-MGB  
5-Sport Fishing  
5-Hunting

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TOTAL CASES ENFORCEMENT DIV.-1132

TOTAL CASES OTHER DIV. - 155

GRAND TOTAL -1287

MONTHLY CIVIL RESTITUTION REPORT

PERIOD	NO. CASES ASSESSED	AMOUNT ASSESSED	CREDIT FOR NO. CASE SALE GOOD PAID	AMOUNT PAID	DISCOUNTS TAKEN	Per Cent Dollars Paid	Per Cent Cases Paid
FISCAL YEAR 1993-94							
July, 1993	25	21,039	(9,778)	29	4,855	2,545	
August, 1993	53	44,922	(1,137)	41	7,950	3,603	
Sept., 1993	42	137,635	(17,938)	35	6,783	3,048	
October, 1993	49	21,471	(11,282)	40	3,285	1,519	
Nov., 1993	57	31,207	(13,260)	32	3,053	2,845	
Dec., 1993	53	13,777	0	27	8,507	6,713	
Jan., 1994	38	18,918	0	32	4,423	2,831	
Feb., 1994	68	38,131	(8,238)	46	9,124	5,993	
March, 1994	38	22,739	(2,482)	51	10,854	8,796	
April, 1994	14	44,732	(1,404)	27	7,307	4,632	
May, 1994	10	4,504	(165)	7	5,447	3,808	
June, 1994	29	26,167	(2,986)	12	1,886	1,214	
Total FY 94	476	425,242	(68,870)	379	71,474	45,547	27.5% 79.6%
FISCAL YEAR 1994-95							
July, 1994	17	2,127	(335)	23	2,101	1,437	
August, 1994	41	96,403	(3,035)	20	1,010	605	
Sept., 1994	34	14,614	(14,002)	26	2,596	2,342	
Oct., 1994	94	17,426	(8,677)	38	2,922	3,179	
Nov., 1994	43	103,592	0	45	3,992	2,803	
Dec., 1994	68	31,400		35	4,315	2,329	
Jan., 1995	55	27,601		52	7,493	4,921	
Feb., 1995	70	61,119		41	6,472	3,973	
March, 1995	31	25,072		44	8,315	4,737	
April, 1995	13	15,353		16	3,565	1,538	
May, 1995	23	11,632		18	4,315	654	
June, 1995	45	31,008		18	2,630	1,025	
Total FY 95	534	437,347	(28,049)	374	49,726	29,543	18.1% 70.0%
FISCAL YEAR 1995-96							
July, 1995	0	0		0			
Aug, 1995	46	17,425		27	9,028	1,729	
Sept, 1995	1	125		21	3,093	2,049	
Oct, 1995	122	206,244		29	2,720	1,161	
Nov, 1995	55	23,124		62	10,151	6,383	
Dec, 1995							
Jan, 1996							
Feb, 1996							
March, 1996							
April, 1996							
May, 1996							
June, 1996							
Total FY 1996	224	246,918	0	139	24,992	11,322	14.7 62.1

LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES  
CIVIL RESTITUTION ACTIVITY REPORT

DATE: 5-DEC-1995

CURRENT MONTH 11/01/1995 TO 11/30/1995 FISCAL YEAR TO DATE 07/01/1995 TO 11/30/1995 INCEPTION TO DATE 11/30/1995

ORIG RESTITUTION VALUES ENTERED  
HEARING COSTS ASSESSED  
SALE OF CONFISCATED COMMODS  
SALES EXCEEDING RESTITUTION

# CASES	AMOUNT	# CASES	AMOUNT	# CASES	AMOUNT
55	\$23,124.30	224	\$247,408.10	2,768	\$1,961,477.40
1	\$25.00	1	\$25.00	33	\$825.00
0	\$0.00	0	\$0.00	331	\$269,865.45
0	\$0.00	0	\$0.00	148	\$71,951.21

## RESTITUTION ASSESSED

PAYMENTS  
DISCOUNTS FOR TIMELY PAYMENTS  
OVERPAYMENTS  
REFUND OF OVERPAYMENT  
APPLIED CONFISCATED COMMODS  
REFUND OF CONFISCATED COMMOD.  
RETURNED CHECKS  
MISC. ADJUSTMENTS  
DEBITS  
CREDITS  
REASSESSMENTS  
DEBITS  
CREDITS  
WRITE-OFFS  
ASSESSMENTS WITHDRAWN  
FOUND NOT RESPONSIBLE  
CASES VOIDED BY ENFORCEMENT

## \*\* TOTAL OUTSTANDING

# CASES	AMOUNT	# CASES	AMOUNT	# CASES	AMOUNT
55	\$23,149.30	224	\$247,433.10	2,768	\$1,764,388.16
62	\$10,151.43	134	\$24,992.63	1,725	\$249,921.01
57	\$6,382.53	116	\$11,320.68	1,076	\$120,568.90
6	\$60.33	7	\$60.40	57	\$1,011.67
4	\$59.68	4	\$59.68	28	\$6,594.43
0	\$0.00	0	\$0.00	0	\$0.00
2	\$7,702.50	3	\$21,469.15	11	\$60,240.50
0	\$0.00	0	\$0.00	1	\$36.75
0	\$0.00	0	\$0.00	2	\$35.00
0	\$0.00	0	\$0.00	4	\$2.57
0	\$0.00	0	\$0.00	14	\$3,492.55
0	\$0.00	0	\$0.00	41	\$12,059.28
1	\$0.45	11	\$0.62	195	\$258,970.70
0	\$0.00	0	\$0.00	6	\$1,399.24
1	\$524.54	1	\$524.54	8	\$17,294.49
0	\$0.00	0	\$0.00	2	\$97.80

\*\* TOTAL OUTSTANDING \$1,175,485.07

## FOOTNOTE:

PAYMENTS FROM COLLECTION EFFORT  
AMOUNT PAID TO COLLECTOR

# CASES	AMOUNT	# CASES	AMOUNT	# CASES	AMOUNT
1	\$20.00	5	\$100.00	39	\$10,700.13
	\$5.00		\$25.00		\$2,675.03

## AGING OF SALE OF CONFISCATED COMMODITIES

## AGING OF OUTSTANDING CASES

VIOLATION DATE UNKNOWN	AMOUNT	CAN NOT BE INVOICED	AMOUNT	CASES SENT FOR COLLECTION	AMOUNT
1 - 30 DAYS	\$0.00	1 - 30 DAYS	\$8,502.89	19	\$8,502.89
31 - 60 DAYS	\$1,966.10	31 - 60 DAYS	\$13,239.55	31	\$13,239.55
61 - 90 DAYS	\$1,030.85	61 - 90 DAYS	\$197,059.10	59	\$197,059.10
91 - 120 DAYS	\$29,148.26	91 - 120 DAYS	\$0.00	0	\$0.00
121 - 150 DAYS	\$15,352.75	121 - 150 DAYS	\$31,924.62	41	\$31,924.62
151 - 180 DAYS	\$9,026.25	151 - 180 DAYS	\$6,174.10	5	\$6,174.10
181 - 365 DAYS	\$6,074.66	181 - 365 DAYS	\$142,236.70	103	\$142,236.70
OVER ONE YEAR	\$72,221.85	CASES SENT FOR COLLECTION	\$13,487.68	12	\$13,487.68
OVER TWO YEARS	\$58,507.72	OVER 1 YEAR PENDING	\$0.00	0	\$0.00
OVER THREE YEARS	\$17,441.40	OVER 1 YEAR (OTHER)	\$762,860.43	532	\$762,860.43
	\$1,719.53				

## \*\* TOTAL AGING

259 \$212,489.37

## \*\* TOTAL AGING

802

\$1,175,485.07

FINES  
HEARING COSTS  
DEBITS  
CREDITS

TOTAL DUE

CURRENT MONTH 11/01/1995 TO 11/30/1995		FISCAL YEAR TO DATE 07/01/1995 TO 11/30/1995		INCEPTION TO DATE 11/30/1995	
# CASES	AMOUNT	# CASES	AMOUNT	# CASES	AMOUNT
320	\$16,000.00	2,545	\$132,500.00	42,420	\$2,157,802.07
172	\$4,300.00	538	\$13,500.00	9,915	\$247,957.00
5	\$175.00-	5	\$300.00-	5	\$1,375.00-
-----		-----		-----	
	\$20,125.00		\$145,700.00		\$2,404,384.07

PAID IN FULL  
PARTIAL PAYMENTS  
OVERPAYMENTS  
REFUNDS  
RETURNED CHECKS  
MISC CHANGES  
DEBITS  
CREDITS  
ADJUSTMENTS TO VIOLATION  
DEBITS  
CREDITS  
VOIDS  
NOT GUILTY

TOTAL OUTSTANDING

266	\$13,144.15-	1,614	\$82,505.52-	22,049	\$1,125,584.42-
14	\$700.00-	69	\$3,004.15-	677	\$29,404.06-
1	\$25.00	9	\$425.00	353	\$14,051.93
0	\$0.00	8	\$300.00	56	\$3,358.00
4	\$250.00	5	\$300.00	31	\$1,600.00
4	\$40.00	5	\$60.00	31	\$490.00
1	\$0.85-	6	\$4.48-	116	\$113.98-
2	\$100.00	5	\$350.00	60	\$3,450.00
1	\$50.00-	1	\$50.00-	7	\$300.00-
4	\$220.00-	120	\$5,070.00-	2,032	\$83,177.73-
26	\$1,300.00-	69	\$2,950.00-	424	\$21,050.00-
-----		-----		-----	
					\$1,167,703.81

AGING OF OUTSTANDING CASES  
FROM CITATION DATE

0 - 30 DAYS	163	\$8,150.00
31 - 60 DAYS	231	\$11,750.00
61 - 90 DAYS	269	\$13,825.00
91 - 120 DAYS	221	\$12,025.00
121 - 150 DAYS	367	\$21,890.00
151 - 180 DAYS	279	\$14,655.85
181 - 365 DAYS	1,162	\$72,160.00
OVER 1 YEAR UNCOLLECTABLE	0	\$0.00
OVER 1 YEAR PENDING	0	\$0.00
OVER 1 YEAR (OTHER)	15,559	\$1,013,272.96

AGING OF OUTSTANDING CASES  
FROM HEARING DATE

PRE HEARING	505	\$25,500.00
0 - 90 DAYS	2,701	\$141,670.85
91 - 180 DAYS	897	\$54,945.00
181 - 270 DAYS	382	\$25,665.00
271 - 365 DAYS	114	\$5,650.00
OVER 1 YEAR UNCOLLECTABLE	0	\$0.00
OVER 1 YEAR PENDING	0	\$0.00

# State of Louisiana



Joe L. Herring  
Secretary

Department of Wildlife and Fisheries  
Post Office Box 98000  
Baton Rouge, LA 70898-9000  
(504) 765-2800

Edwin W. Edwards  
Governor

December 4, 1995

**MEMORANDUM:**

TO: Joe L. Herring, Secretary

FROM: Lee Caubarreaux, Assistant Secretary *LC*

SUBJECT: Aviation Report - October 1995  
Total hours listed are:

PILOT		TOTAL HOURS			
G. Rackle		39.7			
B. Stamey		12.1			
M. Windham		3.1			
G. Perry		9.5			
D. Clause		38.1			
TOTAL HOURS		102.50			

PLANE	FLIGHT HOURS	ESTIMATED <sup>1</sup> COST (TOTAL)	ACTUAL <sup>2</sup> COST (TOTAL)	COMM. METHOD
N61092 Amphib	21.5	2,518.30	1,598.32	4,492.43
70365 Float-DC	38.1	3,513.96	1,883.66	4,996.43
N2576K Float-MW	3.1	398.57	265.92	
N9467Y 210	8.0	893.92	551.60	1,654.48
N223MS Partenavia	9.9	1,555.49	1,131.87	2,697.55
N9750L 172	21.9	876.00		
N57266 Aero Commander	0.0			
TOTALS	102.50	8,880.24	5,431.37	13,840.89

<sup>1</sup>Estimated Cost is based on an historical average per flight hour.  
<sup>2</sup>Actual Cost substitutes actual maintenance for the month for the average maintenance costs used in the previous figure. This is the only figure used in the calculation of estimated costs that varies significantly from month to month.

LGC:csg

cc: Debbie Unbehagen, Fiscal

An Equal Opportunity Employer



OCTOBER 1995

PLANE: N223MS (PARTENAVIA)				
DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
10/10/95	STAMEY	BR→SE COASTAL ZONE→BR: AQUATIC WEED SURVEY, PROJ 5146009	2.8	C. BIGGAR
10/17/95	STAMEY	BR→OPL→SW COASTAL ZONE→OPL→BR: AQUATIC WEED SURVEY, PROJ 5146009	4.3	C. DUGAS
10/24/95	STAMEY	BR→JENNINGS→BR:	2.8	G. LINScombe
		TOTAL	9.9	
PLANE: N9467Y (210)				
DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
10/12/95	STAMEY	BR→COASTAL ZONE→BR: LOOP PIPELINE SURVEY	2.2	M. FUGLER
10/16/95	RACKLE	BR→ROCKEFELLER→COASTAL→ROCKEFELLER→BR: BROWN PELICAN SURVEY	5.8	L. McNEASE
		TOTAL	8.0	
PLANE: N70365 (FLOAT-DC)				
DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
10/01/95	CLAUDE	NI→COASTAL→NI: ENF PATROL	1.9	C. PITRE
10/05/95	CLAUDE	NI→REGIONS 8 & 9→NI: ENF PATROL	3.5	C. PITRE
10/10/95	CLAUDE	NI→REGION 9→NI: ENF PATROL	2.9	K. AUCCOIN
10/11/95	CLAUDE	NI→REGION 8→NI: ENF PATROL	3.1	M. ALESICH
10/15/95	CLAUDE	NI→REGION 8→NI: ENF PATROL	1.7	C. CLARK J. WHITEHEAD W. DUFRENE
10/16/95	CLAUDE	NI→REGION 8→NI: ENF PATROL	1.7	C. CLARK J. WHITEHEAD W. DUFRENE
10/19/95	CLAUDE	NI→REGION 8→NI: ENF PATROL	3.2	A. ADAMS
10/20/95	CLAUDE	NI→REGION 5→NI: ENF PATROL	2.1	A. GREMILLION
10/24/95	CLAUDE	NI→REGION 9→NI: ENF PATROL	2.1	R. AUCCOIN
10/26/95	CLAUDE	NI→REGION 9→NI: ENF PATROL	4.3	B. DIAGLE G. HALIBUT A. GREMILLION
10/27/95	CLAUDE	NI→REGION 5→NI: ENF PATROL	4.1	A. GREMILLION

10/28/95	CLAUDE	NI→COASTAL→NI: ENF PATROL	4.0	-----
10/29/95	CLAUDE	NI→SLIDELL→NI: COMM. FISHERMEN PROTEST	3.5	A. ADAMS T. ADAMS
		<b>TOTAL</b>	38.1	

**PLANE: N61092 (AMPHIB)**

DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
10/03/95	RACKLE	NO→COASTAL→NI: STORM PREPARATION	2.2	-----
10/05/95	RACKLE	NO→CHANDELEUR→COASTAL→NI: STORM DAMAGE ASSESSMENT	4.1	M. WINDHAM
10/05/95	RACKLE	NO→BR→NO: 50 HR INSPECTION	1.8	-----
10/06/95	RACKLE	NO→NEW IBERIA→COASTAL→NO: STORM DAMAGE ASSESSMENT	4.0	G. LINScombe N. KINLER
10/09/95	RACKLE	NO→MARSH ISLAND→COASTAL→NO: NUTRIA & MUSKRAT MARSH DAMAGE	3.1	E. MOUTON G. BRIOLO G. KOK F. BARANDS J. BRYLSKA
10/13/95	RACKLE	NO→COASTAL→NO: DNR PERMITS	1.5	R. LATAPIE
10/19/95	RACKLE	NO→COASTAL→NO: PASS-A-LOUTRE LEVEE SYSTEM REPAIR	1.9	J. TARVER H. NGUYEN, DEQ M. SALEH, PE
10/20/95	RACKLE	NO→COASTAL→NO: DNR PERMITS	.5	T. KILLEEN
10/26/95	RACKLE	NO→GALLIANO→COATAL→NO: DNR PERMITS	2.4	K. KILGEN
		<b>TOTAL</b>	21.5	

**PLANE: N2576K (FLOAT-MW)**

DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
10/10/95	WINDHAM	NO→POINTE-AU-CHIEN & SALVADOR WMA→NO: MINERAL ACTIVITIES	2.0	-----
10/24/95	WINDHAM	NO→SALVADOR WMA→NO: TEXACO PIPELINE	1.1	-----
		<b>TOTAL</b>	3.1	

**PLANE: N25766 (AERO COMMANDER)**

DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
		NO FLIGHTS		

**PLANE: N9750L**

DATE	PILOT	DESTINATION & PURPOSE	HOURS	PASSENGERS
10/11-12/95	RACKLE	PLAINVILLE, CT→BIRMINGHAM, AL→BR: TRANSPORT NEW AIRCRAFT	12.4	-----
10/16/95	PERRY	BR→NO→LCH	2.5	G. RACKLE
10/17/95	PERRY	LCH: WATER LEVELS/VEGETATION IN CAMERON CREOLE WATERSHED	0.7	-----
10/18/95	PERRY	LCH→ROCKEFELLER	0.5	-----
10/18/95	PERRY	ROCKEFELLER BEACH: CRAB TRAPS	0.7	NUNEZ
10/18/95	PERRY	SABINE MARSH: CHECK ON REPORT OF WATERFOWL BOTULISM	1.6	WILSON
10/19/95	PERRY	ROCKEFELLER→LC: FUEL/PICK-UP VEHICLE	0.6	-----
10/25/95	PERRY	LCH→ROCKEFELLER: CHECK FISHERMEN	1.1	-----
10/25/95	PERRY	ROCKEFELLER: PHOTO LEVEE BREAK	1.0	D. RICHARD
10/31/95	PERRY	ROCKEFELLER: LOOK FOR GILL NETS	0.8	-----
		<b>TOTAL</b>	<b>21.9</b>	

SCHEDULE FOR FINAL RULES TO BE PUBLISHED IN STATE REGISTER

DEC-95            RULE - Possession of Potentially Dangerous Wild  
                  Quadrupeds

JAN-96            RULE - Traverse Permit to EEZ (Act 1316)

                  RULE - Freshwater Marking System, Gill & Trammel  
                  Nets (Act 1316)

MAR-96            RULE - Commercial Fisherman's Assistance Program  
                  (Act 1316)

                  RULE - Net Buy-Back Program (Act 1316)

                  RULE - Saltwater Commercial Rod and Reel License  
                  (Act 1316)

                  RULE - Spotted Seatrout Management Measures (Act  
                  1316)

                  RULE - Rules for Harvest of Mullet (Act 1316)

                  RULE - Rules for Harvest of Black Drum, Sheepshead  
                  and Flounder & Other Restricted Species Using  
                  Pompano Strike Nets (Act 1316)

# Louisiana Department of Wildlife and Fisheries

## NEWS RELEASE

Joe L. Herring  
Secretary



CONTACT  
(504) 765-2923

95-270a

12/5/95

### DECEMBER WILDLIFE & FISHERIES COMMISSION AGENDA REVISED

The Louisiana Wildlife and Fisheries Commission has revised the agenda for its next meeting, scheduled for 10 a.m. Thursday, Dec. 7, 1995. The public meeting will convene in the Louisiana Room of the Wildlife and Fisheries headquarters, 2000 Quail Dr., Baton Rouge.

The revised agenda follows.

1. Roll call.
2. Approval of minutes of Oct. 25, 1995, meeting.
3. Approval of minutes of Nov. 2, 1995, meeting.
4. Waddill Recreation Tract presentation.
5. Special consideration of deer season on Bogue Chitto National Wildlife Refuge.
6. Waterfowl report.
7. Land acquisition policy and procedures.
8. Ratification of rule: possession of potentially dangerous wild quadrupeds.
9. Presentation on Department's shell plant activities (information only).
10. Discussion of strike net fishing impacts.
11. Lease for fossil shell extraction.
12. Enforcement report/November.
13. Secretary's report to the Commission.
14. Set April 1996 meeting date.
15. Set May 1996 meeting date and location for shrimp meeting.
16. Public comments.
17. Adjourn.

December 5, 1995

NEWS RELEASE

APPROVED: 

AMENDED AGENDA FOR COMMISSION MEETING

The next regular public board meeting has been scheduled by the Commission for 10:00 A.M. on Thursday, December 7, 1995, in the Louisiana Room at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

1. Roll Call
2. Approval of October 25, 1995 Minutes
3. Approval of November 2, 1995 Minutes
4. Waddill Recreational Tract
5. Special Consideration of Deer Season on Bogue Chitto National Wildlife Refuge
6. Waterfowl Report
7. Land Acquisition Policy & Procedures
8. Ratification - Possession of Potentially Dangerous Wild Quadrapeds
9. Presentation on Department's Shell Plant Activities (Information Only)
10. Discussion of Study of Strike Net Fishing Impacts
11. Lease for Fossil Shell Extraction
12. Enforcement Report/November
13. Secretary's Report to the Commission
14. Set April 1996 Meeting Date
15. Set May 1996 Meeting Date and Location for Shrimp Hearing
16. Public Comments
17. Adjourn

# Louisiana Department of Wildlife and Fisheries

## NEWS RELEASE

Joe L. Herring  
Secretary



CONTACT  
(504) 765-2923

95-270

12/1/95

### DECEMBER WILDLIFE & FISHERIES COMMISSION MEETING SET

The Louisiana Wildlife and Fisheries Commission will conduct its next regular meeting at 10 a.m. on Thursday, Dec. 7, 1995, in the Louisiana Room of the Wildlife and Fisheries headquarters, 2000 Quail Dr., Baton Rouge.

The meeting is open to the public. The agenda follows.

1. Roll call.
2. Approval of minutes of Oct. 25, 1995, meeting.
3. Approval of minutes of Nov. 2, 1995, meeting.
4. Waddill Recreation Tract presentation.
5. Special consideration of deer season on Bogue Chitto National Wildlife Refuge.
6. Waterfowl report.
7. Land acquisition policy and procedures.
8. Ratification of rule: possession of potentially dangerous wild quadrupeds.
9. Presentation on Department's shell plant activities (information only).
10. Discussion of strike net fishing impacts.
11. Enforcement report/November.
12. Secretary's report to the Commission.
13. Set April 1996 meeting date.
14. Set May 1996 meeting date and location for shrimp meeting.
15. Public comments.
16. Adjourn.

-30-

This public document was printed at a cost of \$2.94. Three hundred copies of this document were printed in this first and only printing. This document was printed by the Department of Wildlife and Fisheries, 2000 Quail Drive, Baton Rouge, LA 70808 to provide timely information about department programs for numerous interest groups and the general public. This document was printed in accordance with the printing standards for state agencies established pursuant to R.S. 43:31.

December 1, 1995

NEWS RELEASE

APPROVED: 

AGENDA FOR COMMISSION MEETING

The next regular public board meeting has been scheduled by the Commission for 10:00 A.M. on Thursday, December 7, 1995, in the Louisiana Room at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

1. Roll Call
2. Approval of October 25, 1995 Minutes
3. Approval of November 2, 1995 Minutes
4. Waddill Recreational Tract
5. Special Consideration of Deer Season on Bogue Chitto National Wildlife Refuge
6. Waterfowl Report
7. Land Acquisition Policy & Procedures
8. Ratification - Possession of Potentially Dangerous Wild Quadrupeds
9. Presentation on Department's Shell Plant Activities (Information Only)
10. Discussion of Study of Strike Net Fishing Impacts
11. Enforcement Report/November
12. Secretary's Report to the Commission
13. Set April 1996 Meeting Date
14. Set May 1996 Meeting Date and Location for Shrimp Hearing
15. Public Comments
16. Adjourn



# Louisiana Department of Wildlife and Fisheries

## NEWS RELEASE

Joe L. Herring  
Secretary



CONTACT  
(504) 765-2923

95-270

12/1/95

### DECEMBER WILDLIFE & FISHERIES COMMISSION MEETING SET

The Louisiana Wildlife and Fisheries Commission will conduct its next regular meeting at 10 a.m. on Thursday, Dec. 7, 1995, in the Louisiana Room of the Wildlife and Fisheries headquarters, 2000 Quail Dr., Baton Rouge.

The meeting is open to the public. The agenda follows.

1. Roll call.
2. Approval of minutes of Oct. 25, 1995, meeting.
3. Approval of minutes of Nov. 2, 1995, meeting.
4. Waddill Recreation Tract presentation.
5. Special consideration of deer season on Bogue Chitto National Wildlife Refuge.
6. Waterfowl report.
7. Land acquisition policy and procedures.
8. Ratification of rule: possession of potentially dangerous wild quadrupeds.
9. Declaration of Emergency: adjust daily take limit for Calcasieu Lake public oyster tonging reef.
10. Presentation on Department's shell plant activities (information only).
11. Discussion of strike net fishing impacts.
12. Enforcement report/November.
13. Secretary's report to the Commission.
14. Set April 1996 meeting date.
15. Set May 1996 meeting date and location for shrimp meeting.
16. Public comments.
17. Adjourn.

-30-

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November 27, 1995

NEWS RELEASE

APPROVED: 

AGENDA FOR COMMISSION MEETING

The next regular public board meeting has been scheduled by the Commission for 10:00 A.M. on Thursday, December 7, 1995, in the Louisiana Room at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

1. Roll Call
2. Approval of October 25, 1995 Minutes
3. Approval of November 2, 1995 Minutes
4. Waddill Recreational Tract
5. Special Consideration of Deer Season on Bogue Chitto National Wildlife Refuge
6. Waterfowl Report
7. Land Acquisition Policy & Procedures
8. Ratification - Possession of Potentially Dangerous Wild Quadrupeds
9. Declaration of Emergency - Adjust Daily Take Limit for Calcasieu Public Oyster Tonging Reef
10. Presentation on Department's Shell Plant Activities (Information Only)
11. Discussion of Study of Strike Net Fishing Impacts
12. Enforcement Report/November
13. Secretary's Report to the Commission
14. Set April 1996 Meeting Date
15. Set May 1996 Meeting Date and Location for Shrimp Hearing
16. Public Comments
17. Adjourn

# State of Louisiana




Joe L. Herring  
Secretary

Department of Wildlife and Fisheries  
Post Office Box 98000  
Baton Rouge, LA 70898-9000  
(504) 765-2800

Edwin W. Edwards  
Governor

November 28, 1995

## MEMORANDUM

TO: Chairman and Members of Commission  
FROM: Joe L. Herring, Secretary   
SUBJECT: December Board Meeting Agenda

The next regular public board meeting as set by the Commission will be held at 10:00 A.M. on Thursday, December 7, 1995, in the Louisiana Room at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

The following will be on the agenda:

1. Approval of October 25, 1995 Minutes
2. Approval of November 2, 1995 Minutes
3. Waddill Recreational Tract

## LEE CAUBARREUX

4. Special Consideration of Deer Season on Bogue Chitto National Wildlife Refuge
5. Waterfowl Report
6. Land Acquisition Policy & Procedures
7. Ratification - Possession of Potentially Dangerous Wild Quadrupeds

## CORKY PERRET

8. Declaration of Emergency - Adjust Daily Take Limit for Calcasieu Public Oyster Tonging Reef

Page 2  
Commission Meeting  
November 28, 1995

9. Presentation on Department's Shell Plant Activities  
(Information Only)

PERRY GISCLAIR

10. Discussion of Study of Strike Net Fishing Impacts

WINTON VIDRINE

11. Enforcement Report/November

JOE HERRING

12. Secretary's Report to the Commission
13. Set April 1996 Meeting Date
14. Set May 1996 Meeting Date and Location for Shrimp Hearing
15. Public Comments

JLH:sch

C: Clyde Kimball  
Fred Prejean  
Lee Caubarreaux  
Corky Perret  
Don Puckett  
John Medica  
Division Chiefs

## FAX TRANSMITTAL

TO: Perry Gisclair  
Chairman  
FAX#                       
FROM Susan Hawkins  
RE: December Commission Agenda

Please review the attached agenda and let me know  
of any changes to be made. Thank you.

DATE: 11/27/95  
TIME SENT                       
FOR INFORMATION CALL (504) 765-2806  
OUR FAX # (504) 765-2607  
PAGES TO FOLLOW 2

MEMORANDUM

TO: Chairman and Members of Commission  
FROM: Joe L. Herring, Secretary  
SUBJECT: December Board Meeting Agenda

The next regular public board meeting as set by the Commission will be held at 10:00 A.M. on Thursday, December 7, 1995, in the Louisiana Room at the Wildlife and Fisheries Building, 2000 Quail Drive, Baton Rouge, LA.

The following will be on the agenda:

1. Approval of October 25, 1995 Minutes
2. Approval of November 2, 1995 Minutes
3. Recognition of Ledoux Chastant for Work at Waddill Tract  
*(the wording may change on this item ↑)*

LEE CAUBARREAU

4. Special Consideration of Deer Season on Bogue Chitto National Wildlife Refuge
5. Waterfowl Report
6. Land Acquisition Policy & Procedures
7. Ratification - Possession of Potentially Dangerous Wild Quadrupeds

CORKY PERRET

8. Declaration of Emergency - Adjust Daily Take Limit for Calcasieu Public Oyster Tonging Reef

9. Presentation on Department's Shell Plant Activities  
(Information Only)

PERRY GISCLAIR

10. Discussion of Study of Strike Net Fishing Impacts

WINTON VIDRINE

11. Enforcement Report/November

JOE HERRING

12. Secretary's Report to the Commission
13. Set April 1996 Meeting Date
14. Set May 1996 Meeting Date and Location for Shrimp Hearing
15. Public Comments

JLH:sch

C: Clyde Kimball  
Fred Prejean  
Lee Caubarreaux  
Corky Perret  
Don Puckett  
John Medica  
Division Chiefs

# State of Louisiana



Joe L. Herring  
Secretary

William S. "Corky" Perret  
Assistant Secretary

Department of Wildlife and Fisheries  
Office of Fisheries  
P.O. Box 98000  
Baton Rouge, LA 70898-9000  
504/765-2384

Edwin W. Edwards  
Governor

November 20, 1995

Dr. Donald Ayo, President  
Nicholls State University  
Thibodaux, Louisiana 70310

Dear Dr. Ayo:

On behalf of the Wildlife & Fisheries Commission and the Department of Wildlife and Fisheries, I would like to request permission to hold the May, 1996 Commission meeting at Nicholls State University. I have been in contact with Dr. Earl Melancon, who advised me that Peltier Hall will be available for our projected meeting date of May 2, 1996 and pending your approval, we will ask the Commission to set the May Commission Meeting for that date and location.

The Commission will be setting the 1996 Shrimp Inshore Shrimp Season at this meeting, and this important event traditionally draws the largest attendance of the year. Holding this meeting at Nicholls last year proved to be a most pleasant experience for all involved.

Last year reserved parking for the attendees was provided adjacent to the meeting hall, if this arrangement could be made again for the 1996 meeting, we would be most appreciative.

Thank you and Dr. Melancon for all of your help and please call if I can assist you in any way.

Sincerely,

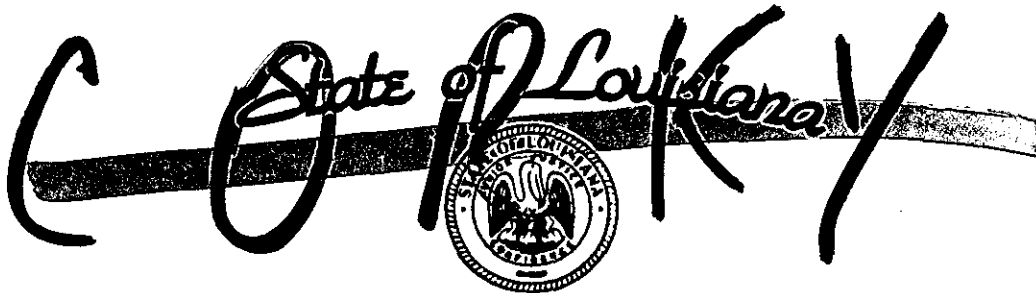
William S. "Corky" Perret  
Assistant Secretary

cc: Perry Gisclair  
✓ Joe Herring  
Dr. Earl Melancon

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NOV 20 1995  
OFFICE OF THE SECRETARY

AN EQUAL OPPORTUNITY EMPLOYER





Joe L. Herring  
Secretary

Department of Wildlife and Fisheries  
Post Office Box 98000  
Baton Rouge, LA 70898-9000  
(504) 765-2800

Edwin W. Edwards  
Governor

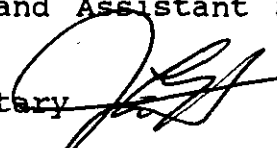
SUSAN

November 2, 1995

JOE

MEMORANDUM

TO: Deputy Secretary, Undersecretary, Assistant Secretary-  
Office of Wildlife, and Assistant Secretary-Office of  
Fisheries

FROM: Joe L. Herring, Secretary 

SUBJECT: Commission Meeting Agenda - December 7, 1995

Please write on the bottom of this memo and return to Susan Hawkins by Thursday, November 16th any agenda items your office may have for the Thursday, December 7th Commission Meeting to be held in Baton Rouge, Louisiana, at the Wildlife and Fisheries Building, 2000 Quail Drive. This meeting will begin at 10:00 a.m. on December 7th. If you do not have anything for the agenda, please return memo and indicate so on the bottom of this memo. We cannot add anything to the agenda that requires commission action after we have published the agenda in the state journal.

Resolutions and Notices of Intent should be included with the list of items to be placed on the agenda. Thank you for your cooperation!

JLH/sch

cc: Commissioners  
Don Puckett ✓  
Bob Dennie  
Winton Vidrine  
Hugh Bateman  
Johnnie Tarver  
Bennie Fontenot  
John Roussel  
Wynnette Kees  
Karl Turner

*Discussion of  
study of entanglement  
net impacts  
strike net fishing impacts*

# State of Louisiana



Joe L. Herring  
Secretary

Department of Wildlife and Fisheries  
Post Office Box 98000  
Baton Rouge, LA 70898-9000  
(504) 765-2800

Edwin W. Edwards  
Governor

November 2, 1995

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Winton Vidrine  
Hugh Bateman ✓  
Johnnie Tarver  
Bennie Fontenot  
John Roussel  
Wynnette Kees  
Karl Turner

*Waterfowl Report - Helmer*

- 1) Land Acq. Policy & Procedure
- 2) Final Ratification of Rule for Possession of Potentially Dangerous Wild Quads

~~*B. Safari Club Donation*~~

*Special Consideration of Deer Season on Bogue Chitto National Wildlife Refuge - item added to agenda*

An Equal Opportunity Employer 11/27/95 from D. Morrison

# State of Louisiana



Joe L. Herring  
Secretary

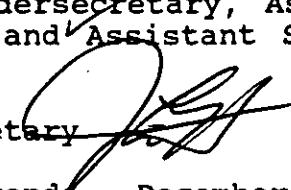
Department of Wildlife and Fisheries  
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November 2, 1995

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Karl Turner

REC'D

NOV 02 1995

ASST. SECRETARY  
OFFICE OF FISHERIES

- 1 - Declaration of Emergency - Adjust Daily Take Limit for Calcasieu Public Oyster Tonging Reef - Ron Dugas
- 2 - Presentation on Department's Shell Plant Activities - Information Only
- 3 - Set meeting date and location for Commission shrimp hearing.

# State of Louisiana



Joe L. Herring  
Secretary

Department of Wildlife and Fisheries  
Post Office Box 98000  
Baton Rouge, LA 70898-9000  
(504) 765-2800

Edwin W. Edwards  
Governor

November 2, 1995

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John Roussel  
Wynnette Kees  
Karl Turner

*[Handwritten signatures and notes]*  
W.V.  
11-3-95

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NOV 02 1995

INLAND FISHERIES  
DIVISION

State of Louisiana



Joe L. Herring  
Secretary

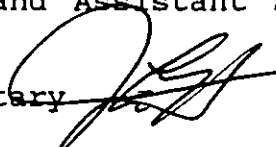
Department of Wildlife and Fisheries  
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Baton Rouge, LA 70898-9000  
(504) 765-2800

Edwin W. Edwards  
Governor

November 2, 1995

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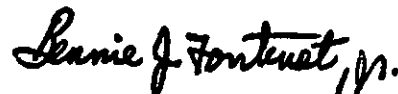
11/14/95

cc: Commissioners  
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Bob Dennie  
Winton Vidrine  
Hugh Bateman  
Johnnie Tarver  
Bennie Fontenot ✓  
John Roussel  
Wynnette Kees  
Karl Turner

Dear Susan:

The Inland Fisheries has no items  
on the agenda for the December meeting.

Thank you!



Bennie J. Fontenot, Jr.

*Sarah*  
*Check w/ Bob P*  
*on current*  
*none from me 11-8-95*  
Joe L. Herring  
Secretary

# State of Louisiana



Department of Wildlife and Fisheries  
Post Office Box 98000  
Baton Rouge, LA 70898-9000  
(504) 765-2800

*Bob P - No*  
*Manice C - No*  
*al C. - No*  
Edwin W. Edwards  
Governor

November 2, 1995

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Karl Turner

REC'D  
NOV 02 1995  
INFORMATION &  
EDUCATION DIV.  
ADM.

# State of Louisiana



Joe L. Herring  
Secretary

Department of Wildlife and Fisheries  
Post Office Box 98000  
Baton Rouge, LA 70898-9000  
(504) 765-2800

Edwin W. Edwards  
Governor

November 2, 1995

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Johnnie Tarver  
Bennie Fontenot  
John Roussel  
Wynnette Kees ✓  
Karl Turner

*20 items -  
W. Kees*

# State of Louisiana



Joe L. Herring  
Secretary

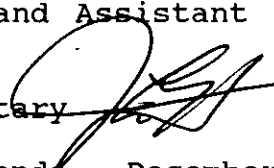
Department of Wildlife and Fisheries  
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Governor

November 2, 1995

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Karl Turner





RANDY ROACH  
DISTRICT 36

STATE OF LOUISIANA  
HOUSE OF REPRESENTATIVES

P.O. BOX 4983  
LAKE CHARLES, LOUISIANA 70606  
1-800-259-4443  
LINC 475-8092  
LAKE CHARLES OFFICE (318) 478-8551  
CAMERON OFFICE (318) 542-4443  
FAX L.C. OFFICE (318) 478-5250  
FAX CAMERON OFFICE (318) 542-4696

NATURAL RESOURCES  
WAYS & MEANS

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DEC 01 1995

OFFICE OF THE SECRETARY

November 30, 1995

Mr. Joe L. Herring  
Secretary  
Dept. of Wildlife and Fisheries  
P. O. Box 98000  
Baton Rouge, La. 70898-9000

Re: Agenda Item For December Wildlife and Fisheries  
Commission Meeting - Increase In Number Of Oyster  
Sacks For Calcasieu Lake

Dear Mr. Herring:

Senator Cecil Picard and I requested that this matter be deferred at the November Commission meeting. We wanted an opportunity to determine how the local fishermen felt about this issue.

Ironically, many of the fishermen were not aware that the matter had been deferred and were told that the increase was going into effect. We received several telephone calls from area fishermen in opposition to the sack increase. Many of the fishermen are convinced that an increase in the number of sacks will not result in increased revenue.

They feel if the sack limit is increased from ten to fifteen sacks the price per sack will be reduced and the daily amount of compensation will not increase significantly.

Because of the lack of general consensus on this issue and because of the historical basis upon which the original ten sack limit is based, I respectfully request that this proposal be rejected by the Commission at this time.

*Copies to:*

1. *Cody Picard*
2. *John Picard*
3. *Don Herring*
4. *Sam Herring*

In the event circumstances should change in the future and a consensus develop in support of this proposal, I am sure Senator Picard and or Representative Dan Flavin will notify the Commission and request an increase at that time.

If you have any questions concerning this matter please do not hesitate to contact me.

With best regards,

Sincerely yours,

A handwritten signature in cursive script that reads "Randall E. Roach".

RANDALL E. ROACH

RER/99

cc: Senator Cecil Picard  
Corky Perret

RESOLUTION

CALCASIEU LAKE OYSTER SEASON & DAILY TAKE LIMIT

**WHEREAS,** the oyster resources on the Calcasieu Lake Public Oyster Grounds have been surveyed and samples indicate that there is a significant oyster resource on the public grounds, and

**WHEREAS,** R.S. 56:435.1 G. and H. allows for compensation for health closures, and

**WHEREAS,** R.S. 56:6(25)(a) allows the Commission to set daily take limits, now

**THEREFORE BE IT RESOLVED,** that the 1995/96 oyster season in Calcasieu Lake shall be extended through April 30, 1996, and

**BE IT FURTHER RESOLVED,** that effective December 7, 1995 and for the remainder of the oyster season in Calcasieu Lake, the daily take limit shall be 15 one and one-half bushel sacks per boat per day.

---

Perry Gisclair, Chairman  
La. Wildlife & Fisheries  
Commission

---

Joe L. Herring, Secretary  
La. Department of Wildlife &  
Fisheries

## DECLARATION OF EMERGENCY

Department of Wildlife and Fisheries  
Wildlife and Fisheries Commission

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(B) and 967 and under the authority of R.S. 56:6(25)(a) and R.S. 56:435.1, notice is hereby given that the Wildlife and Fisheries Commission finds that imminent peril to the public welfare exists and hereby adopts the following emergency rule.

The 1995/96 oyster season in Calcasieu Lake shall be extended through April 30, 1996; and effective December 7, 1995 and for the remainder of the 1995/96 season in Calcasieu Lake, the daily take limit shall be 15 one and one-half bushel sacks per boat per day.

Perry Gisclair

Chairman